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PROPERTY OF  
**WASHOE COPPER CO**  
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**BUTTE, MONTANA.**







HOUSE JOURNAL

OF THE

Fourteenth

Legislative Assembly

OF THE

STATE OF MONTANA

---

Held at Helena, the Seat of Government of said State,  
commencing January 4, 1915, and ending  
March 4, 1915

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PUBLISHED BY AUTHORITY

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# OFFICERS AND MEMBERS

OF THE

## 14th Legislative Assembly of the State of Montana

Governor, S. V. STEWART

Lieutenant Governor and President of the Senate, W. W. McDOWELL

Speaker of the House of Representatives, GEORGE L. RAMSEY

### HOUSE OF REPRESENTATIVES

Name	Politics	County	Residence
Anderson, R. J.	Dem.	Fergus	Lewistown
Baldwin, C. J.	Rep.	Carbon	Red Lodge
Baxter, E. C.	Rep.	Meagher	Two Dot
Bechtel, L. A.	Soc.	Silver Bow	Butte
Bent, W. A.	Dem.	Carbon	Bowler
Bompert, J. L.	Dem.	Lewis & Clark	Helena
Booth, G. T.	Rep.	Cascade	Great Falls
Buckley, Frank G.	Rep.	Prairie	Terry
Burnett, Harvey	Dem.	Fergus	Gilt Edge
Burns, Jas.	Dem.	Cascade	Great Falls
Carpenter, L. W.	Dem.	Rosebud	Lee
Cariher, C. E.	Rep.	Deer Lodge	Anaconda
Cavitt, J. W.	Dem.	Toole	Grand View
Coburn, J. W.	Rep.	Teton	Out Bank
Choiniere, Oliver	Dem.	Silver Bow	Butte
Collins, J. B.	Rep.	Custer	Miles City
Corr, Frank	Dem.	Silver Bow	Butte
Corwin, J. W.	Rep.	Stillwater	Park City
Crismas, W. J.	Dem.	Carbon	Joliet
Day, E. C.	Dem.	Lewis & Clark	Helena
Dwyer, J. V.	Dem.	Silver Bow	Butte
Doner, Jas.	Dem.	Silver Bow	Butte
Eliel, Frank	Rep.	Beaverhead	Dillon
Easton, Dana	Rep.	Sheridan	Poplar
Einsel, C. S.	Dem.	Fallon	Piniele
Fishbaugh, L. M.	Dem.	Chouteau	Carter
Flannigan, J. J.	Dem.	Silver Bow	Butte
Foltz, R. W.	Dem.	Silver Bow	Butte
Fousek, A. J.	Dem.	Cascade	Great Falls
Franklin, W. P.	Dem.	Sweet Grass	Big Timber
Gallagher, Wm.	Rep.	Yellowstone	Billings
Gladden, J. W.	Rep.	Sanders	Perma
Graybeal, J. M.	Dem.	Gallatin	Belgrade
Guinn, C. C.	Dem.	Big Horn	Hardin
Hall, A. C.	Rep.	Madison	Virginia City
Harmon, W. E.	Rep.	Gallatin	Bozeman
Harper, Geo. C.	Rep.	Ravalli	Stevensville
Hayes, Frank	Dem.	Silver Bow	Butte
Hawkes, J. A.	Dem.	Wibaux	Wibaux
Healey, Dan	Dem.	Park	Livingston
Helrick, E. O.	Rep.	Fergus	Moore
Henry, V. Russell	Rep.	Chouteau	Hawarden
Higgins, Ronald	Rep.	Missoula	Missoula
Hills, C. A.	Rep.	Missoula	Missoula
Hogan, Barney	Dem.	Deer Lodge	Anaconda
Johnson, L. O.	Dem.	Ravalli	Hamilton
Jorgenson, Rasmus	Dem.	Cascade	Great Falls
Kelly, W. H.	Dem.	Custer	Miles City
Kiley, M. F.	Dem.	Silver Bow	Butte
Lemmon, C. A.	Dem.	Deer Lodge	Anaconda
Lord, R. M.	Dem.	Richland	Sidney
Lusk, A. K.	Rep.	Missoula	St. Ignatius
McCarthy, Gene	Dem.	Broadwater	Townsend
McDonald, C. S.	Rep.	Teton	Chouteau
Macdonald, A. D.	Dem.	Flathead	Kalispell
McMahon, W. J.	Dem.	Silver Bow	Butte
McNally, J. E.	Dem.	Silver Bow	Butte
Mackel, Alex	Soc.	Silver Bow	Butte
Marsh, F. R.	Dem.	Flathead	Kalispell
Mansur, C. M.	Dem.	Flathead	Polson
Mason, D. N.	Dem.	Missoula	Ronan
Minnick, R. P.	Dem.	Valley	Saco
Moe, P. J.	Rep.	Dawson	Glendive
Moore, George	Rep.	Powell	Avon
Morris, C. F.	Dem.	Hill	Havre
Nutting, L. A.	Dem.	Yellowstone	Laurel



# HOUSE OF REPRESENTATIVES -(Continued)

Name	Politics	County	Residence
Ostle, Jos.	Dem.	Blaine	Harlem
Page, J. R.	Dem.	Granite	Drummond
Phillips, Ira J.	Dem.	Fergus	Straw
Parker, G. M.	Rep.	Park	Willsall
Prosser, Martin	Dem.	Lewis & Clark	Helena
Rainey, J. A.	Dem.	Dawson	Glendive
Ramsey, Geo. L.	Dem.	Lewis & Clark	Helena
Rasmussen, C. A.	Rep.	Dawson	Glendive
Rixon, F. P.	Rep.	Yellowstone	Billings
Rundle, S. J.	Rep.	Valley	Glasgow
Sales, W. H.	Rep.	Gallatin	Bozeman
Sanderson, C. C.	Rep.	Yellowstone	Billings
Schanck, D. E.	Rep.	Lincoln	Libby
Schmidt, A. J.	Rep.	Chouteau	Ft. Benton
Schott, C. A.	Dem.	Madison	Ruby
Schrump, August	Rep.	Musselshell	Roundup
Scott, H. F.	Rep.	Yellowstone	Billings
Searles, Chas. A.	Ind.	Mineral	Alberton
Sedgwick, J. Lee	Rep.	Chouteau	Ft. Benton
Smith, David C.	Rep.	Missoula	Missoula
Smith, Park	Rep.	Lewis & Clark	Helena
Stone, R. E.	Dem.	Cascade	Great Falls
Sullivan, M. J.	Dem.	Jefferson	Alhambra
Taylor, C. E.	Rep.	Phillips	Saco
Vidal, C. E. K.	Dem.	Cascade	Great Falls
Wallin, W. J.	Rep.	Rosebud	Rosebud
Wells, H. R.	Dem.	Custer	Miles City
Willis, John	Dem.	Valley	Glasgow
Wilda, J. P.	Dem.	Flathead	Whitefish

W. J. WALSH, Chief Clerk.

## STATE SENATORS

Name	Politics	County	Residence
Abbott, P. M.	Dem.	Gallatin	Three Forks
*Annin, J. B.	Pro.	Stillwater	Columbus
Asbridge, Jos. L.	Dem.	Musselshell	Roundup
*Brower, A. J.	Rep.	Missoula	Ronan
Brownlee, Robert	Rep.	Sweet Grass	Big Timber
Burla, G. F.	Dem.	Big Horn	Hardin
*Burlingame, J. M.	Rep.	Cascade	Great Falls
Byrnes, Owen	Dem.	Lewis & Clark	Helena
Cato, O. C.	Dem.	Custer	Miles City
*Clark, T. L.	Dem.	Toole	Sweet Grass
*Clay, Geo. W.	Rep.	Valley	Malta
Darroch, J. M.	Dem.	Park	Livingston
†Dearborn, A. R.	Dem.	Granite	Phillipsburg
*Dwight, Reuben	Rep.	Sanders	Perma
*Edwards, J. E.	Rep.	Rosebud	Forsyth
*Fishbeck, F. G.	Rep.	Sheridan	Plentywood
*Gallwey, H. A.	Dem.	Silver Bow	Butte
Grande, A. C.	Rep.	Meagher	Lennep
*Haley, W. R.	Rep.	Prairie	Terry
*Hogan, T. S.	Dem.	Yellowstone	Billings
*Jinod, O. H.	Rep.	Madison	Sheridan
*Kane, Thos.	Pro.	Ravalli	Hamilton
*Kinney, J. C.	Rep.	Wibaux	Wibaux
*Lane, J. E.	Dem.	Fergus	Lewistown
*Larson, T. O.	Rep.	Teton	Chouteau
Mackenzie, D. S.	Rep.	Hill	Havre
*McCone, Geo.	Rep.	Dawson	Burns
*Meadors, J. P.	Rep.	Richland	Riverview
Minor, J. M.	Dem.	Deer Lodge	Anaconda
*Muffy, C. S.	Dem.	Broadwater	Winston
*Oliver, John	Pro.	Fallon	Ekalaka
O'Shea, D. G.	Dem.	Carbon	Red Lodge
*Parker, M. H.	Dem.	Jefferson	Boulder
*Roberts, C. B.	Rep.	Lincoln	Fortine
Selway, E. O.	Rep.	Beaverhead	Dillon
*Stevens, Geo. H.	Rep.	Chouteau	Ft. Benton
Taylor, S. B.	Pro.	Blaine	Chinook
*Vagg, Harry A.	Pro.	Phillips	Saco
*Whiteside, Fred	Dem.	Flathead	Kalispell
Williams, C. H.	Rep.	Powell	Deer Lodge
*Willett, O. G.	Pro.	Mineral	Alberton

\*Holdovers

†Died February 15th, 1915.

NATHAN GODFREY, Secretary.

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191	An Act to regulate the practice of pharmacy and regulating the manufacture and sale of drugs and medicines in the State of Montana, and providing penalties for the violation of this Act. ....	165, 224, 290, 353, 369, 370, 397, 413, 552, 563, 584, 593, 611.
192	An Act appropriating money for the cost of the installation of three stokers in the heating plant at the State Capitol Building. ....	165, 172, 202, 247, 265, 267, 539, 543, 546, 551.
193	An Act appropriating money for the payment of the claim of Hennessy Company for sundry carpeting and furnishings in the Senate Chamber of the State Capitol Building. ....	165, 172, 210, 270, 285, 302, 625, 639, 643, 648.
194	An Act providing for the permanent establishment of cadastral surveys and regulating same in the State of Montana. ....	165, 186, 321.
195	An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish, in Cascade County, Montana and to appropriate money therefor. ....	172, 319, 320, 377.
196	An Act to amend Section 4, Chapter 110, Laws of the Twelfth Legislative Assembly of the State of Montana entitled, "An Act defining the term 'Itinerant Vendors,' to regulate the licensing of same, to fix the amount of such licenses, to provide penalties for the violation of such regulation and for other purposes to repeal Section 5 of said Chapter 110 and to insert in said Chapter 110 Sections to be numbered Section 5, Section 5A, Section 5B and Section 5C, providing further regulations for the issuance of Itinerant Vendor's Licenses; for deposits of money by such Vendors and subjecting such deposits to the lien of Taxes and claims of creditors..	172, 440, 516, 555, 563, 590, 649.
197	An Act appropriating money for the restoration and maintenance of Old Fort Benton. ....	175, 291, 356, 416, 417, 436, 457, 612, 614, 615, 625, 628.
198	An Act to amend Section 4 of Chapter 82 of the Session Laws of 1913 relating to the practice of Veterinary Medicine. ....	175, 287.
199	An Act to appropriate the sum of \$500.00 to A. W. Butts, of Red Rock, Beaverhead County, Montana in payment for five horses erroneously slaughtered by the State Veterinary Surgeon's department on or about August 7, 1912. ....	175, 200, 273, 336, 370, 410, 539, 543, 546.
200	An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of statistical information thereof in the year of 1915 and every tenth year thereafter and to authorize the publication thereof.	175, 202, 273, 316.

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201	An Act to amend Section 9006 (1545) Revised Codes of Montana 1907, relating to the removal of public officers by summary proceedings by adding to such section a proviso conferring certain powers upon the Governor thereto. ....	175, 187, 210, 270.
202	An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions. ....	175, 176, 224, 273, 336, 370, 395, 477.
203	An Act providing for a lien upon all logs, spars, piles cord wood and lumber for the amount of all supplies, groceries, feed or other necessities furnished to any contractors, boarding house keeper or other person, firm or corporation to be used upon or while such contractor, boarding house keeper or other person. ....	175, 176, 224, 273, 316.
204	An Act to provide for the nomination and election of officers on non-partisan tickets and to prevent the nomination or election of candidates for such offices on any other ticket. ....	180, 253.
205	An Act to amend Sections 2608, 2609 and 2611 of the Revised Codes of the State of Montana relating to the County Clerk in relation to Revenue. ....	180, 210, 465.
206	An Act making it unlawful for any person to hold himself out, or advertise himself as a lawyer, attorney at law, or counsellor at law, in any court of the State of Montana, unless duly admitted to practice by the Supreme Court of Montana, and providing a penalty therefor. ....	180, 200, 235, 283, 290, 302, 303, 384.
207	An Act entitled an Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana, of 1907, relating to the issuance of bonds by counties. ....	181, 182, 235, 283, 321, 370, 372, 412, 494, 514, 533, 535.
208	An Act to provide for the support of the government of the State of Montana for the year of 1915 and 1916. ....	181, 210, 273, 316, 337, 352, 447, 460, 484, 535.
209	An Act to amend Section 4198 of the Revised Codes of Montana and to provide a method for the assessment and taxation of the property of Building and Loan Associations. ....	188, 210.
210	An Act to amend Section 8381 of the Revised Codes of 1907 relating to the sale of tobacco, cigars, cigarettes or cigarette paper to minors by adding a clause making it a misdemeanor for a minor to misrepresent his age. ....	188.
211	An Act to repeal Sections 6 and 7 of the corrupt practice Act as initiated and passed by the people of Montana at the general election of November 1912. ....	188, 306, 339.
212	An Act to provide for the organization of Special Road Districts in the several counties of the State; to provide for the election and appointment of Directors, and other officers for Special Road Districts, prescribing their duties, and regulating the government thereof; and to provide for the levy of tax in Special Road Districts and the disbursement of the Special Road District Funds. ....	188, 201, 283, 322, 334, 550, 584.



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213	An Act requiring every person, corporation or receiver engaged in constructing or repairing railroad cars and equipment to erect and maintain building to cover repair tracks and shops and providing penalties for the violation of this Act.....	202, 285, 286.
214	An Act to amend Section 9 of Chapter 86 of the Session Laws of the Thirteenth Session relating to Chattel Mortgages. ....	202, 235.
215	An Act appropriating money for the use of the State Agricultura College at Bozeman, Montana, to be used in employing field men to instruct producers of Agricultural and Horticultural products in establishing standards grading and packing such products.....	202, 203, 291, 318.
216	An Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain Inspection Department prior to March 1st, 1915.....	202, 203, 220, 273, 316, 317, 337, 352, 447, 461, 465, 468.
217	An Act providing that all Public School buildings and all buildings used for school purposes are to be open for public use as common places for certain purposes and fixing penalties for the violation of its provisions.....	202, 203, 221.
218	An Act to amend Section XI of Chapter CXII (112) of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and relating to the transcribing of records from an old to a new county. ....	202, 203, 221, 315, 337, 352, 353, 644.
219	An Act to amend sub-section 7, of Section 6825 of the Revised Codes of Montana, 1907 relating to the exemption of earnings for personal services of Judgment debtors who are heads of families and repealing Chapter 48 of the Laws of the Thirteenth Legislative Assembly of the State of Montana which said Chapter related to the exemption of earnings for personal services of Judgment debtors who are heads of families.....	202, 203, 235.
220	An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana. ....	202, 203, 220, 273, 335, 370, 410, 539, 543, 546, 593.
221	An Act to amend Section 1413 of the Revised Codes of Montana (1907) relating to Public Bridges and defining the word "Bridge.".....	211, 212, 254, 290, 353.
222	An Act to prevent independent candidates from filing their petition for nomination to office after primary elections have been held for such office.....	211, 212, 253, 322, 416, 417, 442, 509, 549, 555, 557.
223	An Act appropriating the sum of \$3400.00 or so much thereof as may be necessary, for the payment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana.	211, 212, 221, 315, 316, 337, 352, 494, 530, 531, 543, 593.

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224	An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof, and providing a referendum of said Act and providing the time when said Act shall take effect. ....	207, 208, 287, 301, 302, 437, 458, 474, 483, 491, 507, 525, 530, 531, 543, 551.
225	An Act relating to the State Militia of the State of Montana, providing for the organization, regulation, maintenance, and discipline of the National Guard of Montana, defining certain offenses, prescribing penalties therefor, and repealing Section 1050, 1051, 1054, 1055, 1056, 1057.....	211, 212, 271, 272, 356, 416, 438, 514, 525, 526, 515.
226	An Act to pay John Wimmett and R. B. Haddox for stock killed by reason of being compelled to dip said stock under the provisions of Chapter 120 of the Session Laws of the Thirteenth Legislative Assembly and appropriating money therefor.....	211, 212, 290.
227	An Act to provide for the semi-annual payment of property taxes at the option of each tax payer and to provide and to fix penalties for the non payment of taxes.	211, 212, 286, 287.
228	An Act to provide for a license tax for traveling merchants, hawkers, and peddlers, providing penalties for the violation thereof, and prescribing rules and regulations for its enforcement and interpretation. ....	211, 212, 439, 440, 509, 549, 555, 557, 558.
229	An Act to prevent livestock running at large within one mile of corporate limits of any city of the first, second or third class providing penalties therefor and repealing all Acts and parts of Acts in conflict therewith.....	211, 212, 234.
230	An Act to provide for a uniform dress for all school girls and empower the State Board of Health to make rules as to material used therein, style in which made, and cost thereof.....	211, 212, 287, 288.
231	An Act to amend Section 2 of Chapter 100 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled: "An Act to establish game preserves for the protection of antelope and deer and other game animals and birds, and providing penalties for the killing of any such animals within such preserves, and to extend the boundaries of the Prior Mountain Game Preserve. ....	211, 212, 319, 320, 373, 555, 559, 560, 565.
232	An Act defining a legal fence in the State of Montana, and repealing Chapter 64 of the Session Laws of 1913....	211, 212, 254.
233	An Act providing that in an action to recover damages for injury to the person, the Court or Judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such Action.....	224, 225, 290, 353, 370.

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234	An Act to amend Section 3176 of the revised Codes of the State of Montana, 1907 relating to fees of a Justice of the Peace.....	224, 225, 253, 322, 416, 436, 474, 483.
235	An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of court in counties where a session of court is not, or cannot be held by a judge thereof, or in any county where the business of the court is not, or cannot be, dispatched with reasonable promptness, and providing that the Governor may, upon application of any interested person, require some district judge to hold court in said county, and providing for another department in said court if necessary, for such time as may be specified in the order. ....	224, 225, 253, 290, 353, 370, 372, 412, 494, 514, 535, 535.
236	An Act to amend Section 7631 of the Revised Codes of Montana of 1907 relating to allowances for expenses and the compensation of Executors and Administrators and to prescribe the compensation of their Attorneys.	225, 289, 338, 398, 555.
237	An Act to amend Section 1 of Chapter 109 of the Montana Session Laws of 1913 relating to authorizing the County Commissioners in each county to appropriate money out of the General Fund of the County Treasury for the purpose of paying part salary and expenses of a County Agricultural Instructor. ....	225, 305, 356, 416, 438, 462, 483, 612, 614, 615, 625, 628, 644.
238	An Act to prohibit the making, reporting, or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the Laws of the Eleventh Session of the Legislative Assembly of the State of Montana. ....	225, 382, 383, 461, 503, 504, 505, 507, 508, 525, 612, 614, 615, 625, 628, 644.
239	An Act changing the Boundary lines between the County of Rosebud and the County of Big Horn and annexing certain territory from the County of Rosebud to the County of Big Horn.....	225, 443, 516, 549, 555.
240	An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana.....	236, 238, 245, 290, 336, 370, 394, 625, 639, 648.
241	An Act to amend Section 1904 of the Revised Codes of Montana of 1907 as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly, relating to the bounty on certain wild animals. ....	236, 238, 245, 273, 336, 370, 394, 587, 319, 373, 554.



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242	An Act directing the levying of a tax on livestock, for the purpose of aiding in payment of salaries and expenses of the Board of Stock Commissioners, the Board of Sheep Commissioners, and the Livestock Sanitary Board, and for the payment of indemnity for animals slaughtered and of expenses in investigating and suppressing diseases, and for the payment of bounties on wild animals and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly relating to the levying of a tax for the payment of Bounties, stock inspection and indemnity purposes.....	236, 238, 245, 290, 353, 370, 394, 395, 613, 614, 628, 648.
243	An Act to appropriate money for the purchase of Anti-Hog Cholera Serum, to be purchased by the Experimental Station of the Montana Agricultural College for the purpose of distribution to any persons so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same shall be handled.....	236, 238, 291, 356, 416, 438, 462, 482, 506, 608, 613, 644.
244	An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish in Mineral County, Montana and to appropriate money therefor. ....	236, 238, 290.
245	An Act to amend Section 6132 of the Revised Codes of Montana of 1907, relating to the sale of goods, wares, and merchandise in bulk and relating to the verified statement of the vendor as to his creditors and to the application of the money received from such sales and providing that money arising from such sales shall be applied to the payment of creditors of the vendor "pro rata," and not "share and share alike." .....	236, 238, 440, 516, 555, 560, 563, 566, 587, 625, 643, 648.
246	An Act to provide for the admission in evidence of certain affidavits in support of accounts.....	236, 238, 288.
247	An Act to amend Section 3698 of the Revised Codes of the State of Montana, 1907, relating to liability of husband and wife, and repealing all Acts and parts of Acts in conflict therewith. ....	236, 238, 288, 356, 465, 486, 514, 526, 634, 643, 648.
248	An Act to provide for the electors when registering to declare their political affiliations restricting their right to vote at Primary elections to their party ticket so declared providing for separate official ballots for each political party for sample ballots for distribution of the same and repealing Sections twenty and twenty-one of initiated bill entitled 'A Bill to propose by initiative proposition a law to provide for party nominations by direct vote and adopted at the general election in November 1912 .....	236, 237, 238, 398.
249	An Act defining fakirs and providing for the punishment of any persons who sell goods, wares, or merchandise by means of any false representation, trick, device, or	

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	lottery, or by means of any game of chance for the purpose of obtaining a greater price therefor than their actual retail price in value upon the market. ....	237, 238, 441, 509, 554, 555, 556, 337, 648.
250	An Act defining false advertising, making the same unlawful and prescribing penalties therefor. ....	237, 238, 441, 516, 549, 555, 557, 638, 648.
251	An Act providing for a lien upon any building structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz, lode, tunnel, city or town lot, farm, railroad, telegraph, telephone, electric light, gas or water works or plant for the amount of all supplies, groceries, feed or other necessities furnished to any contractor. ....	237, 238, 440, 516, 549, 550.
252	An Act providing for the issuance of guarantees and policies of insurance affecting titles to real estate, and guaranteeing or insuring owners of real or personal property, or others interested therein, or having liens or encumbrances thereon, against loss by reason of defective titles, encumbrances, or adverse claims of title, or otherwise, and authorizing certain title insurance companies to do a trust business. ....	237, 238, 304, 373, 549, 550, 560, 561, 562, 647, 649, 660, 673, 675.
253	An Act to amend Chapter 122 of the Laws of 1911 being an Act providing for a Juvenile Court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining Juvenile delinquent persons and a delinquent child, providing a lawful method of procedure against Juvenile delinquents, their parents or guardians, specifying places for their temporary and permanent detention and the compensation for. ....	237, 238, 289.
254	An Act to provide a penalty for the non-performance of the duties of County Assessor as provided in Section 2509 of the Revised Codes of Montana. ....	237, 238, 305.
255	An Act to provide for the organization of consolidated School Districts. ....	237, 238, 288, 356, 458, 487, 503.
256	An Act appropriating \$771.89 out of the State Insane Asylum Bond Fund as a refund to Sheridan County of money erroneously collected during the year 1913 for the State Bond Fund and remitted to the State Treasurer and erroneously placed in the State Insane Asylum Bond Fund. ....	237, 238, 339, 398, 504, 506, 530, 541, 614, 615, 625, 628.
257	An Act to provide that in all civil actions before Justices of the Peace certain allegations shall be taken as true unless denied by the affidavit of the opposite party. ....	237, 238, 288, 356, 555, 560, 563, 568.

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258	An Act to provide for the letting of contracts for county printing, and the furnishing of printing and printed supplies to the several counties throughout the State, and to repeal Section 2897 of the Revised Codes of Montana of 1907. ....	237, 238, 357, 358, 458, 465, 486, 514,
259	An Act to repeal Chapter 87 of the Session Laws of the 11th Legislative Assembly of 1909, entitled "An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game and Fish Warden to create additional game and fish districts and to appoint additional special Deputy Game and Fish Wardens", approved March 5, 1909, to repeal Chapter 28 of the Session Laws of the 12th Legislative Assembly of 1911 entitled "An Act authorizing the State Game and Fish Warden to appoint. ....	527, 646, 657.
260	An Act to amend Section 3218 of the Revised Codes of 1907, enumerating the officers of towns, Section 3225 of said Codes, providing the qualifications of mayors of cities and towns, Section 3228 of said Codes providing the qualifications of aldermen of cities and towns, Section 3240, of said Codes, as amended by Chapter III. of the Laws of the Thirteenth Legislative Assembly relating to salaries of mayor and aldermen, Sections 3242 and 3244 of said Codes fixing the compensation to be paid judges of towns, and attorneys of cities. ....	255, 256, 319.
261	An Act appropriating money for the payment of the deficiency claim of Charles Z. Pond, account rendered the House of Representatives, Twelfth Legislative Assembly of the State of Montana. ....	255, 256, 422, 509, 549, 555, 560, 562.
262	An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana. ....	255, 256, 420, 544, 545, 550, 552, 553, 634, 643, 648.
263	An Act to amend Section 2002 of Chapter 44 of the General School Law enacted by the Thirteenth Legislative Assembly providing for a special tax levy for school purposes, and fixing the maximum of any such levy. ....	256, 288, 375, 458, 488, 504.
264	An Act to amend Section 2112 of Chapter 76 of the Session Laws of 1913, providing for the support of district high schools. ....	256, 288, 356, 458, 488, 504, 613, 614,
265	An Act to prescribe the duties and powers of the State Examiner with reference to the examination of the books and accounts of incorporated cities and towns and of school districts of the first and second class, and fixing the fees for the examination thereof, and authorizing the State Board of Examiners to provide an additional deputy in the office of the State Examiners if necessary, and to repeal Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly. ....	639, 639, 648.
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266	An Act making it unlawful to kill deer in the counties of Custer, Dawson, Richland, Sheridan, Valley, Phillips, Rosebud and Big Horn before the first of October, 1920, and providing a penalty for the violation thereof.....	273, 274, 319, 320, 375, 504, 506, 530, 540, 541, 613, 614, 649, 657.
267	An Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana. ....	273, 274, 340, 341, 395, 458, 459, 468.
268	An Act appropriating \$110.00 out of any money in the State Treasury not otherwise appropriated, as a refund to Sheridan County of money remitted to the State Treasurer for the State portion of liquor license money full refund of which money was made by Sheridan County .....	273, 274, 629.
269	An Act to provide for the construction of a fish hatchery for the propagation of food fish and other fish in Fergus County, Montana, and to appropriate money therefor .....	273, 274, 377.
270	An Act to amend Section 6343 of the Revised Codes of the State of Montana of 1907, relating to the selection of Trial Jurors.....	273, 274, 339.
271	An Act to amend Chapter I of Part II of Title IX of the Revised Codes of 1907, relating to execution sales by adding a new Section numbered 6830 A, providing for the postponement of execution sales. ....	273, 274, 339, 398, 555, 559, 560, 566, 625, 639, 648.
272	An Act relating to the selection, appraisal, leasing, management and sale of lands now owned by or hereafter to be acquired by the State of Montana; providing for the use and disposition of the fees heretofore and hereafter to be collected by the Register of State Lands and repealing Section 2158.....	273, 274, 321, 373, 504, 505, 531, 542, 624, 649.
273	An Act to provide for the collection of a license tax equivalent to five per cent of the gross earnings of Sleeping Car Companies, Express companies, Private Car Companies, and Telegraph Companies doing business in this state to require reports from said companies to provide for an examination of their books, to provide that said companies may be punished for any violation of this Act.....	273, 274, 374.
274	An Act to amend Section 2891 of the Revised Codes of the State of Montana of 1907, relative to the time when the regular meetings of the Board of County Commissioners of the several counties shall be held.....	273, 274, 461, 516, 549, 550, 555, 558, 631, 648.
275	An Act to repeal Chapter 56 of the Session Laws of Montana of the Thirteenth Session entitled, "An Act to create the department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officers thereof, and pro-	

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	viding that the duties now imposed by law upon the commissioner of the Department of Agriculture and Publicity shall hereafter be performed by the Commissioner of the Department of Labor and Industry and abolishing the Department of Agriculture and Publicity	274, 275, 490.
276	An Act to promote the poultry industry in the State of Montana, providing appropriations for the work and making provisions for its administration.....	274, 275, 461.
277	An Act to provide for the registration and identification of Motor Vehicles and operation thereof, and for the regulation of vehicles operated upon the public highways of the State, providing for fees and for the disposition thereof, and repealing the provision of Chapter 73 of the Thirteenth Legislative Assembly.....	274, 275, 340, 398, 504, 506, 507.
278	An Act to provide that water rights to irrigated lands shall pass to the grantee of the land without mention of said water right, and also providing that such water rights may be reserved in the grant, and also providing that such water rights may be treated as personal property and separately conveyed.....	274, 275, 421.
279	An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated and to limit the number of days when such bets or wagers may be recorded, reported or registered and providing penalties for the breach of the same.....	274, 275.
280	An Act to amend Section 6 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such Act entitled as follows: "An Act to create and establish a standard sized apple box for the State of Montana, providing for the proper labeling and numbering of all apple boxes, and providing a penalty for the violation of this Act. ....	274, 275, 321, 373, 458, 459, 462, 482, 483, 572, 584, 593, 644.
281	An Act to amend Section 1, of Chapter 108 Session Laws of the State of Montana of 1913, being an Act regulating and limiting the hours of employment for female employees and governing the conditions under which female employees shall work in certain industries and providing penalties for violation thereof.....	274, 275, 320, 375.
282	An Act to prevent fraud in the transfer of accounts receivable by secret transfers. ....	274, 275, 440, 516, 549, 550, 555, 556, 557.
283	An Act relating to the requirements of admission to the State Soldiers Home amending Section 1290 of the Revised Codes of Montana of 1907.....	293, 294, 375.
284	An Act to amend Section I of Chapter 100 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to the enlargement of the Snow Creek Game Preserve. ....	293, 294, 319, 375, 528, 532, 545, 546, 547, 639, 648.

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285	An Act to amend Section 1000 of Chapter 76 of the Session Laws of 1913 providing for Teachers Institutes, and to repeal Section 1001.....	293, 294, 305, 370, 458.
286	An Act to provide for teacher training in accredited high schools and to license graduates thereof to teach under certain conditions. ....	293, 294, 305, 356, 458, 488, 504, 581.
287	An Act to amend Chapter 74 of the Laws of 1913, relating to registration of electors.....	293, 294, 338, 438, 465, 486, 514, 525, 614, 645, 655, 660, 673, 675.
288	An Act requiring the teaching of agriculture in rural schools, and regulating the qualifications of teachers...	293, 294, 304, 373, 458, 488, 504, 505.
289	An Act providing for the delivery of ballots and stamps by the County Clerk to the judges of elections and for the delivery of election returns by the County Clerk. Amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547 A, 583 A and 583 B.....	289, 293, 356, 458, 459, 488, 503, 646.
290	An Act relating to the registration of electors in counties, cities, towns and school districts by requiring persons applying to be registered to subscribe to an oath of affirmation and requiring persons applying for the cancellation of their former registration to subscribe to an affidavit .....	307, 308, 375.
291	An Act to amend Chapter 35 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the regulation, issuance, and renewal of licenses for the sale of spirituous, malt, or fermented liquors, and to add certain sections thereto.....	307, 308, 358, 359, 376, 487, 504, 506, 514, 526, 611, 613, 614, 628, 639, 648.
292	An Act to provide for the construction of a fish hatchery for the propagation of food fish and other fish in G'asgow, Valley County, Montana and to appropriate money therefor .....	307, 308, 377.
293	An Act requiring County Treasurers to accept money for the payment of taxes upon real estate, and for the purpose of redeeming real estate fees, tax sales when the payment is tendered by an owner, mortgagee or person having a lien upon the real estate.....	307, 308, 379.
294	An Act regulating the rights and privileges of clubs, societies, and associations, in counties and in cities and towns of more than three hundred inhabitants, to dispense intoxicating liquors to members and members' guests. ....	307, 308, 359, 438, 528, 529, 542, 543.
295	An Act authorizing the creating of lighting districts for lighting streets in towns and to assess not less than one-fourth and not more than three fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large.....	307, 308, 374, 379, 380.



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296	An Act to amend Section 4017 and 4018 of the Revised Codes of Montana, 1907, relating to the license fees of insurance corporations, associations and societies, and allowing deductions to be made, where any company has fifty per cent of its capital invested in Montana securities. ....	307, 308, 322, 356, 458, 459, 462, 480, 481, 617, 628, 644, 648.
297	An Act providing a method for the assessment and taxation of all insurance companies organized under the laws of the State of Montana, and providing upon what property insurance companies shall be assessed and taxed, and allowing certain deductions.....	307, 308, 322, 370, 458, 459, 462, 481, 617, 628, 644, 648.
298	An Act to amend Section 4340 of the Revised Codes of Montana of 1907 relating to telephones.....	307, 308, 374.
299	An Act to amend Section 6678 of Chapter IV of Part II of Title VII of the Revised Codes of 1907, relating to attachments. ....	307, 308, 344, 378, 487.
300	An Act fixing the liability for the support of insane persons committed to the State Insane Asylum, providing for the appointment of a fiscal agent of the State Board of Commissioners for the Insane, fixing his term and salary and providing for the removal and prescribing his duties and the duties of the County Attorney, acting in conjunction with him.....	307, 308, 420, 463, 464.
301	An Act to provide for the distribution and sale of milk within cities and incorporated towns, prescribing the receptacle in which the same shall be delivered; providing the manner in which same shall be handled, and prescribing punishment for a violation thereof, and fixing a penalty therefor. ....	307, 308, 359, 398, 504, 506, 530, 541.
302	An Act to repeal Chapter 56, of the Session Laws of the 13th Legislative Assembly of the State of Montana....	307, 490.
303	An Act to create the office of State Horticulturist, defining his power and duties; prescribing for the appointment of inspectors, and defining their powers and duties; providing for the inspection of nursery stock, fruit trees, ornamental trees, shrubbery, plants, cuttings	307, 308, 372, 399, 509, 555.
304	An Act to permit Taxidermists to sell within the State of Montana, any and all mounted and preserved dead bodies of any of the birds or animals, or any part thereof, mentioned in the game laws of the State, which have been mounted and preserved by said taxidermists and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting and preservation and after said taxidermists have made written reports thereof to said Game Ward n, as provided by Section 8820, Revised	

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	Codes of Montana, and to repeal any and all laws in conflict herewith and fixing a penalty for violation thereof .....	322, 323, 375, 528, 532, 545, 550, 553.
305	An Act to amend Chapter 35 of the Laws of the 13th Legislative Assembly relating to the issuance of retail liquor dealers license by amending Section 3 and 3a and adding Section 3b defining the term "qualified Electors," and Section 3c abolishing the right of appeal to the District Court, and amending Section 2761 of the Revised Codes of 1907 as amended by Chapter 116 of the Laws of the 13th Legislative Assembly....	322, 323, 359.
303	An Act providing that electors of this State or registered under the laws of the State shall not be compelled to give their exact age, provided they are over 21 years of age.....	323, 376.
307	An Act prohibiting the running at large of livestock within a distance of one mile of any city or town and fixing a penalty therefor.....	323, 359.
308	An Act to amend Section 8783 of the Revised Codes of 1907 as amended by Chapter 81, Section 2 of the Session Laws of 1909 relating to the protection of certain wild animals, repealing all laws in conflict therewith and providing a penalty for violation thereof.....	323, 358, 438, 528, 532, 545.
309	An Act empowering county commissioners to create and establish special improvement districts in thickly populated localities outside the limits of incorporated cities and towns, for the purpose of constructing sanitary and storm sewers, installing lights and such other special improvements that may be petitioned for by 60% of the free holders affected by the same.....	323, 324, 378, 464, 528, 529, 533, 542, 625, 639, 648.
310	An Act to amend Section 3168 of the Revised Codes of 1907 relating to the fees to be collected by County Clerks as amended by the Legislative Assembly of Montana in 1911.....	323, 324, 398.
311	An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana.....	323, 324, 340, 344, 396, 397, 401, 418, 425.
312	An Act appropriating money for the maintenance of the Executive and Judicial Departments of the State Government for Two Years, commencing March 1st, 1915, and ending February 28th, 1917. ....	323, 324, 373, 572, 601, 606, 607, 653, 674, 675, 676.
313	An Act to prohibit the manufacture and sale of shoddy, and mattress containing shoddy and providing a penalty for the violation of this Act. ....	323, 324, 420, 516, 549, 550, 555, 556, 634, 643, 648.
314	An Act to amend Sections 3218, 3222, 3223, 3224 and 3232 of the Revised Codes of 1907 relating to officers and elections in cities and towns.....	323, 324, 375, 421.

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315	An Act to amend an Act of the Legislative Assembly of the State of Montana, concerning Fish and Game, approved March 13th, 1913, to amend Section 1978 of the Revised Codes of Montana, and giving control of lakes and ponds on State Land to the State Game and Fish Commission. ....	335, 375, 528, 532, 545, 554, 556, 625, 639, 648.
316	An Act to amend Sections 1, 2, 3, 4, 5, 6, 10, 11, 12 and 15, and Chapter 77, Session Laws of 1913, relating to dairy commissioners, increasing the number of deputies, who shall appoint, fixing their salaries and limiting their traveling expenses, prescribing additional duties and powers of the dairy commissioner and the duties and qualifications of the deputies, and making an appropriation for the purpose of carrying out the provisions hereof, and providing penalties for the violation of the provisions of this Act. ....	341, 343, 373, 509, 555, 563, 571.
317	An Act making it unlawful to fish through the ice on ponds, lakes and streams and providing a penalty for the violation thereof. ....	341, 343, 358, 398, 528, 532, 545.
318	An Act making unlawful the use of silencers or mufflers on firearms when hunting and providing a penalty for the violation thereof. ....	341, 343, 358, 398, 528, 532, 545, 554, 556, 625, 639, 648.
319	An Act to protect bears, making it unlawful to trap them and fixing an open season in which they may be hunted, making it unlawful for any person to be in possession of bear traps and providing a penalty for the violation thereof. ....	341, 343, 358, 438, 528, 532, 545.
320	An Act to amend Section 8796 of the Revised Codes of Montana of 1907, relating to the use of explosives for the purpose of catching fish and further making unlawful the use of poisons and other deleterious substances and providing a penalty for the violation thereof. ....	341, 342, 343, 358, 438, 528, 545, 550, 554, 625, 639, 643, 648.
321	An Act to appropriate money from the State Fish and Game Fund, for the purpose of erecting a permanent building at the State Fair Grounds, to be used for exhibiting Fish and Game of the State of Montana. ....	342, 343, 513, 555, 562, 563, 569, 570.
322	An Act to prohibit hunting, chasing or running with dogs certain game animals, providing a penalty for violation thereof, and repealing all Acts and parts of Acts in conflict therewith. ....	342, 343, 358, 398, 528, 532, 545, 546, 552.
323	An Act to amend Section 9 Sub-division 4 of Chapter 79 of the Session Laws of the State of Montana relating to hunting and fishing licenses. ....	342, 343, 358, 438, 528, 532, 545.



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324	An Act to provide a method of voting at general and primary elections by electors absent or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting. ....	339, 342, 343, 458, 459, 488, 505, 611, 613, 628, 639, 643, 648.
325	An Act to regulate and govern the sanitary conditions under which wall papers, or substitute wall covering, shall be placed on the walls of rooms in tenement houses, or other houses owned or maintained for rent, and to make a violation of any of the provisions of this Act a misdemeanor. ....	340, 342, 343, 398, 465, 486, 514, 527, 625.
326	An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 5 Article XVI of the constitution of the State of Montana, relating to the terms of County officers. ....	342, 343, 399, 487, 562, 563.
327	An Act to amend Section 8861 of the Revised Codes of Montana of 1907, relating to dogging livestock. ....	342, 343, 419, 509.
328	An Act to amend Section 3118 of the Revised Codes of Montana of 1907 as amended by Chapter 85 of the Session Laws of 1909 as amended by Chapter 132 of the Session Laws of 1911, relating to the salary and compensation of deputies to county officers and assistants	342, 343, 377, 464, 504, 506.
329	An Act making unlawful the possession of firearms known as pump shot guns, automatic shot guns, and automatic rifles by any person or persons in the fields and forests of Montana and providing a penalty for the violation thereof. ....	342, 343, 532.
330	An Act to provide for financial aid in the care of dependent children in their own homes under the direct control of the mothers of such children, whose fathers are dead or inmates of some Montana State Institution of Charity or Correction, or who are physically or mentally unable to work, or who have for a period of two years, or more, failed to provide for said children, and whose mothers are wholly dependent upon their labor for support. ....	342, 343, 374, 375, 509, 528, 529, 542, 543, 613, 615, 628, 639, 643, 648.
331	An Act to amend Section 3116 of the Revised Codes of Montana of 1907 as amended by Chapter 112 of the Session Laws of 1913, relative of County Officers according to classification of counties. ....	342, 343, 376, 377, 487.
332	An Act to amend Section 9483 of the Revised Codes of Montana, relating to the competency of husband or wife as a witness against the other. ....	342, 343, 357, 398, 465, 487, 514, 526, 637, 648.

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333	An Act to amend Sections 8345, 8346, 8347, 8348, 8349 and 8350, relating to the abandonment and neglect of children, and adding thereto Section to be known as Section 8350 A, relating to the abandonment and neglect of wife and providing punishment for such neglect.....	342, 343, 357, 398, 465, 487, 514, 527, 528.
334	An Act relating to exceptions, and to bills of exceptions, and statements of the case in their relation to exceptions, and amending Section 6784 of the Revised Codes of 1907. ....	342, 343, 356, 398, 458, 459, 625, 643, 648.
335	An Act to amend Sections 5923 and 5935 of the Revised Codes of Montana of 1907, relating to the presentment for payment of negotiable instruments. ....	342, 343, 357, 438, 458, 459, 487, 503, 625.
336	An Act relating to appeals to the Supreme Court, and making regulations concerning records and papers to be used on such appeals. ....	343, 351, 461, 465, 486, 487, 514, 528, 625, 648, 656.
337	An Act to amend Section 406 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, providing for the methods of changing the boundaries of school districts. ....	343, 376, 555, 559, 560, 565, 566, 638, 657.
338	An Act authorizing the Governor to make appointment to fill vacancies in the office of United States Senators.	343, 378.
339	An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907 relating to the publicity of County Commissioners proceedings and all county advertising. ....	360, 361.
340	An Act providing for a Municipal Court in the City of Great Falls. ....	360, 361, 373, 442.
341	An Act to amend Section 1596, 1599 and 1605 of the Revised Codes of the State of Montana regulating the practise of osteopathy in the State of Montana; licensing osteopathic practitioners to practice in the State, making it unlawful to practice without a certificate, defining what shall constitute the practice of Osteopathy and designating the rights, obligations and limitations of osteopathy practitioners, licensed by the State Board of Osteopathic Examiners.....	360, 361, 372, 464, 528, 529.
342	An Act to amend Section 6870 of the Revised Codes of Montana, and to enact nine additional Sections to be numbered 6870 A, 6870 B, 6870 C, 6870 D, 6870 E, 6870 F, 6870 G, 6870 H, 6870 I, relating to actions to quiet title to real estate, providing for the procedure in such actions; providing for joining as parties defendant in such actions all adverse claimants, and possible adverse claimants, both known and unknown, providing for the service of summons in such cases and conferring upon the courts in which such actions are tried jurisdiction	

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	to make a full adjudication of titles to real estate involved in such action and defining the effect of decrees entered in such cases.....	360, 361, 377, 378, 387, 549, 550, 560, 561, 638, 657.
343	An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing the statistical information thereof in the year 1915 and every tenth year thereafter and to authorize the publication thereof. ....	360, 361, 444, 487, 504, 506.
344	An Act to authorize the appointment of a Register of State Warrants, prescribing his duties, fixing his compensation and placing under bond.....	360, 361, 372.
345	An Act to regulate the business of traveling merchants who use a wagon, animal or other means of transportation than on foot, and of peddlers and hawkers who carry a sack and goods, wares or merchandise, requiring them to obtain permits from the Sheriff of the County wherein such business is to be carried on before a license therefor may be issued.....	360, 361, 441, 516, 549, 550.
346	An Act prohibiting the operation of trains of more than one half mile in length on all railroads or railway, steam or electric operated in whole or in part within the State of Montana and providing a penalty for failure to comply with the same.....	361.
347	An Act to amend Section 3219 of the Revised Codes of Montana of 1907, relating to the appointment, number, and duties of the trustees of public libraries, giving them certain powers in connection with the library fund.	361, 488, 550, 555, 559, 560, 565, 625, 643, 648.
348	An Act to regulate the construction and operation of Moving Picture Shows and theatres showing moving pictures, in which films are used, to provide for an inspection fee for operating the same, and to place supervision of such shows and theatres under the Department of the State Fire Marshal.....	361, 484.
349	An Act authorizing the creation of Special Improvement Districts for lighting streets in cities and towns and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large. ....	374, 379, 380, 509, 555, 560, 571, 638, 648, 656.
350	An Act to amend Section 2770 Revised Codes of 1907, relating to brewer's and manufacturer's licenses.....	380, 381, 421.
351	An Act to prohibit the sale of intoxicating liquors in territory not unbraced within the limits of incorporated cities or towns, providing for the enforcement thereof, prohibiting the issuance of licenses therefor and prescribing penalties for its violation.....	380, 381.
352	An Act to extend the boundaries of Lewis & Clark County and to alter the boundaries of Powell County to conform thereto. ....	380, 381, 462.



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353	An Act to amend Section 2098 of the Revised Codes of Montana of 1907, relating to the duties of the State Auditor in preparing statistics.....	380, 381, 461, 516, 555, 559, 563, 568, 625, 639, 648.
354	An Act to provide for an additional judge in the Twelfth Judicial District of the State of Montana. ....	380, 381, 508, 532, 554, 555, 559, 560, 565.
355	An Act relating to the compensation of County Surveyors, defining their duties, their qualifications, providing for qualifications of deputies and amending Section 3172 of the Revised Codes of Montana of 1907.....	380, 381, 398, 487, 528, 529.
356	An Act changing the name of the Montana State Reform School to the name of Montana State Industrial School.	380, 382, 421, 516, 544, 545, 550, 553, 634, 648.
357	An Act to amend Section 3 of Chapter IV of Chapter 71 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the time of viewing roads after they have been petitioned for....	380, 382, 479, 550, 555, 563, 569.
358	An Act declaring it unlawful for any person or persons to be in possession of fire arms within the boundaries of any State Game Preserve with certain exceptions thereto, and providing that the State Game & Fish Commission may at any time issue permits to persons to carry fire arms over and across such established game preserves under certain restrictions concerning the restrictions concerning the protection of game animals and birds upon such preserves, and providing penalties for the violation of the provisions of this Act.....	380, 382, 491.
359	An Act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten years on real and personal property to raise revenue for the support of the state educational institutions. ....	380, 382, 510, 555, 562, 563, 570.
360	An Act relating to State Lands and adverse possession thereof; and providing that title to such lands shall not be obtained by adverse possession. ....	380, 382, 509, 549, 555, 560, 562.
361	An Act to amend Section 2108 of Chapter 76 of the Session Laws of 1913, providing for a tax levy for county high school purposes. ....	380, 382, 418, 509, 549, 555, 560, 562, 634, 648, 656.
362	An Act relating to funeral burial, and benefit associations and declaring them to be insurance corporations.....	380, 382, 531, 555, 562, 563.
363	An Act to appoint the Botanist of the Montana Agricultural Experiment Station, State Botanist, defining his duties and appropriating money for his expenses.....	380, 382, 513, 555, 562, 563.

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364	An Act relating to the regulation of hotels, rooming houses and lodging houses in the State, granting permits and providing penalties.....	380, 382, 421, 422, 509, 528, 529.
365	An Act to make Sheriffs and Deputy Sheriffs Ex-Officio Deputy Game Wardens and to allow them twenty five per cent of all fines collected in the prosecution of the game laws to define their duties, and to provide that the State Game and Fish Warden may only appoint one paid deputy and one stenographer.....	380, 382, 444.
366	An Act to amend Chapter XVII of the Revised Codes of Montana, 1907, relating to toll for grinding grain, amending Section 2092, 2093 and 2094 of the Revised Codes of Montana (1907) which Sections are comprehended within said Chapter, relating to the duties of persons engaged in operating grain grinding and flouring mills, the rates of toll to be charged, and declaring a violation of the provisions hereof shall be a misdemeanor. ....	381, 382, 490, 491, 550, 562, 563, 570, 571, 643.
367	An Act providing that any private corporation now organized or existing, or which may hereafter be organized under any of the laws of Montana, may increase or decrease the number of shares into which the capital stock of such private corporation is divided, and providing the manner of increasing or decreasing the number of shares into which its capital stock is divided.	381, 382, 442, 509, 528, 542, 543, 544, 614, 615, 630, 648, 656.
368	An Act permitting foreign mutual fire insurance companies to transact business in this State by complying with the laws applicable to mutual fire insurance companies, when such companies are possessed of a surplus, or when they have certain insurance in force....	381, 382, 480, 533, 549, 555, 563, 566, 634, 643, 648.
369	An Act to provide for the eradication of honey bee diseases; to extend the duties of the State Entomologist to include apiary inspection; to authorize the destruction of diseased bees, and establishment of district quarantines; to prescribe that expenses incurred by the State in treating or destroying diseased bees for those who fail or refuse to comply with instructions shall be collected from the owner with the county taxes; providing punishment for the violation of this Act and making it legal for counties to appropriate money for apiary inspection. ....	381, 382, 420, 513, 549, 554, 563, 568.
370	An Act providing that any private corporation now organized and existing, or which may hereafter be organized under the laws of the State of Montana, may classify its directors in respect to the time for which they shall severally hold office, and amending Sections 3830 and 3834 of the Revised Codes of Montana of 1907.	381, 382, 442, 509, 528, 533, 542, 612, 614, 615, 625, 628, 644.

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371	An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same.....	381, 382, 464.
372	An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish at some place, and upon a site in the State of Montana to be selected by the State Fish Commission, and to appropriate money therefor. ....	381, 382, 444, 516, 572, 601, 602, 626, 627.
373	An Act to repeal Sections 2 to 19, both inclusive, of Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly, and to substitute in lieu thereof, Sections No. 2 to 19, both inclusive, defining the powers and duties of the State Tax Commissioner and of County Assessors and other officers and providing for the classification and uniform assessment of all property in this state, subject to taxation.....	381, 382, 442, 443, 549, 550, 551.
374	An Act to amend Sections 3175 and 3176 of the Revised Codes of Montana of 1907 relating to fees of Justices of the Peace.....	399, 419.
375	An Act to amend Section 3177, of the Revised Codes of Montana of 1907, relating to fees of constable.....	399, 419.
376	An Act to establish a Game Preserve in the Rocky Mountains to be known as the Twin Buttes Game Preserve for the protection of game animals and birds and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve.....	399, 444, 516.
377	An Act to amend subdivision 6 of Section 2, and Section 3 of Chapter 83 of the Laws of the Thirteenth Legislative Assembly, relating to the regulation of sale of articles by weight, measure or numerical count.....	399, 441, 442, 509, 549, 560.
378	An Act to publish the making or use of false statements to obtain property or credit. ....	399, 441, 465, 533, 549, 560, 561.
379	An Act providing for the regulation and control of domestic and foreign Fraternal Benefit Societies, Associations and Corporations in the State of Montana.....	399, 461, 462, 550, 555, 559.
380	An Act to amend Section 8369 of the Revised Codes of Montana of 1907 with reference to the observance of Sunday. ....	399, 400, 419, 509, 528, 529, 531, 541, 542, 615, 628, 648.
381	An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations, providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation, establishing the industrial accident board, defining its powers and duties, and providing for a review of its awards.....	416, 509.



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382	An Act to amend Section 3169 of the Revised Codes of 1907 relating to the fees of clerk of District Court and providing for the collection of a fee for the issuance of a marriage license.....	423, 424, 463.
383	An Act to amend Section 20 of the Law initiated and passed by the people of the election held November 5th, 1912, entitled, "A Bill to propose by initiative petition a law to provide for party nominations by direct vote," and to provide that the names of candidates shall be voted on primary ballots.....	423, 424.
384	An Act declaring that the clearing and reclamation of land situated in this State so as to render the same tillable, is a matter of public benefits and utility and shall be deemed conducive to the general welfare, vesting in the District Courts of this State and the Judges thereof, Jurisdiction, Power and authority to create improvement districts for such purpose, to make assessments against the lands embraced therein and to do other necessary things specified in this Act to render it effective, providing for the creation of such improvement	423, 424, 463, 533, 555, 559, 560, 566.
385	An Act to amend Section 508 of Chapter 76 of the Session Laws of 1913, relating to duties of School Trustees by requiring the use of an official seal.....	423, 424, 439, 509, 549, 555, 560, 563, 564.
386	An Act to amend Section 6315 of the Revised Codes of Montana, concerning the disqualification of Judges....	423, 424, 463.
387	An Act to prohibit gambling upon pool and billiard tables, to punish those who participate therein as well as those who conduct or carry on such games, and to provide for early closing of all pool halls, billiard halls, bowling alleys and other places where pool is played..	423, 424, 444, 516, 549, 555.
388	An Act to limit the liability of a bank for non-payment of a check through error, .....	423, 424, 464, 533, 549, 554, 555, 558.
389	An Act to punish the giving of checks or drafts on any bank or other depositors wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same. ....	625, 639, 643, 648.
390	An Act to amend Section 2109 of Chapter 76 of the Session Laws of 1913, relating to County High School bond issues.....	423, 424, 464.
391	An Act to amend Section 8662 of the Revised Codes of the State of Montana, relating to receiver of stolen goods. ....	423, 424, 441, 509, 555, 559, 560, 625, 628, 639, 648.
392	An Act changing and defining the boundaries of Meagher and Sweet Grass Counties.....	423, 424, 462.
393	An Act establishing and defining the boundary line between Fallon, Wibaux and Prairie Counties.....	423, 424, 462, 463, 529, 549, 555, 563, 566, 627, 628, 648, 656.

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394	An Act to transfer funds from the State Athletic Commission Fund, and the State Bond Fund to the General Fund. ....	423, 424, 425, 441, 509, 528, 529, 542, 544, 625, 639, 648.
395	An Act to authorize and empower the State Land Board to invest the income derived from common school funds in interest bearing warrants upon the General Fund of the State. ....	424, 425, 444, 516, 549, 555, 558, 625, 639, 643.
396	An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, of over twenty-five (25) horse power to obtain a license, and prescribing qualifications, fees, and regulations therefor, and providing penalties for the violation of any of the provisions of this Act. ....	424, 425, 490, 550, 555, 559, 563, 566, 638, 648, 656.
397	An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 & 1842 of the Revised Codes of 1907. .	445, 446, 629.
398	An Act to regulate the exhibition or use of moving pictures and stereopticon views, providing for the regulating the examination and approval of moving picture films and stereopticon views, fixing penalties for the violation of this Act. ....	445, 446, 484, 531, 555, 563.
399	An Act to appropriate money for the equipment and maintenance of the Northern Montana Agricultural and Manual Training School, and Agricultural Experiment Sub-station, in connection therewith for the two years commencing March 1st, 1915, and ending February 28, 1917. ....	445, 446, 513, 555, 572, 605, 606, 307, 637, 643, 648, 656.
400	An Act to amend Sections 1, 10, 15 and 16 of Chapter 108, Session Laws of the Eleventh Legislative Assembly entitled: "An Act to regulate public service of Stallions and Jacks in Montana. ....	445, 446, 462, 533, 549, 555, 560, 561, 647, 657.
401	An Act to amend Section 292, of the Revised Codes of Montana, relating to salaries of District Judges. ....	445, 446, 489, 532.
402	An Act fixing the liability for the support of Insane Persons Committed to the State Insane Asylum; providing for the appointment of a Fiscal Agent of the State Board of Commissioners for the Insane; fixing his term and salary and providing for his removal; and prescribing his duties and the duties of County Attorneys acting in conjunction with him. ....	465, 467, 533, 549, 555, 563, 568, 569.
403	An Act to provide for levying execution against the wages, debts, earnings, salary, income from trust funds or profits due or owing, or to become due and owing	

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	to a judgment debtor, and providing that such levy of execution become a lien and a continuing levy upon the wages, debts, earnings, salary, income from trust funds or profits due and owing to a judgment debtor, and providing limitations of, and conditions upon which said execution shall issue.....	465, 467, 513, 514.
404	An Act to amend Section 8377 of the Revised Codes of Montana of 1907, relating to the keeping or resorting to places where opium is sold or used. ....	465, 467, 491, 550, 555, 563, 569.
405	An Act appropriating money for the payment of certain deficiency claims for expenses incurred by sheriffs in transporting prisoners and sending requisitions.....	466, 467, 483, 484, 550, 572, 601, 602, 638, 648, 656.
406	An Act to appropriate money for the payment of deficiency claims on account of the salaries of County Attorneys. ....	466, 467, 479, 533, 572, 601, 602, 638, 648, 656.
407	An Act appropriating money for the payment of deficiency claims on account of mileage and per diem of members of the Thirteenth Legislative Assembly.....	466, 467, 479, 533, 572, 601, 602, 638, 648, 656.
408	An Act appropriating money for the deficiency claims of certain persons for services rendered and supplies furnished, which claims were approved by the State Board of Examiners. ....	466, 467, 479, 533, 572, 601, 602, 603, 637, 638, 648, 656.
409	An Act appropriating the sum of Ninety-five and 20/100 Dollars (\$95.20) to pay the claim of John E. Patterson.	466, 467, 479, 533, 572, 601, 602, 603, 637, 638, 648, 656.
410	An Act appropriating moneys to the counties of Madison and Yellowstone as a refund for moneys erroneously collected and paid into the State Treasury.....	466, 467, 479, 533, 572, 601, 602, 603, 638, 648, 656.
411	An Act appropriating money to pay the claim of Frank L. Riley. ....	466, 467, 479, 533, 572, 601, 602, 603, 604, 661, 673, 676.
412	An Act appropriating money for the payment of certain deficiency claims for expenses incurred by District Judges, also expenses of sheriffs incurred in transporting prisoners, also expenses incurred in sending requisitions. ....	466, 467, 484, 533, 550, 554, 572, 601, 602, 604, 638, 657.
413	An Act appropriating money for the payment of claims arising from the slaughter of animals during the year 1914, on account of foot and mouth disease. ....	466, 467, 513, 533, 550, 572, 605, 603, 607, 608, 638, 648.

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414	An Act to authorize the State of Montana to become indebted in the sum of One Hundred Thousand Dollars for the issuance of bonds in the name of the State for buildings and improvements at the Montana State Tuberculosis Sanitarium located at Galen, Montana, and the State Insane Asylum, located at Warm Springs, Montana, and prescribing the duties and powers of the State Board of Examiners in regard thereto. ....	466, 467, 484, 533, 572, 605, 611, 612, 626, 647, 648, 653.
415	An Act appropriating money from the Bond Fund for the payment of certain bounty claims which were disallowed by the State Board of Examiners owing to technical errors in the proof. ....	466, 467, 479, 533, 572, 605, 606, 638, 657.
416	An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, proof of which was lost. ....	466, 467, 479, 550, 572, 605, 606, 647, 655, 657.
417	An Act to authorize the State of Montana to become indebted in excess of the constitutional limit, and to provide for the issuance of bonds in the name of the State for the establishment of a twine factory at the State Prison, erection of buildings, purchase of equipment and for raw material to be used in said factory. ....	466, 467, 510, 511, 550, 572, 605, 606, 607, 647, 657.
418	An Act requiring all persons, firms and corporations owning or operating ditches, to install screens or paddle-wheels at the head gates thereof from April 1st to October 1st each year and providing penalties for a violation thereof and requiring the State Game and Fish Warden to furnish free copies of plans for such screens and paddle wheels, upon demand, and repealing all Acts and parts of Acts in conflict therewith. ....	466, 468, 488.
419	An Act creating the Montana Geological Survey, providing for the appointment of a State Geologist, providing for the issuance of pamphlets on the mineral resources of the State for the information of the general public, and appropriating money for the carrying out of the provisions of this Act. ....	466, 468, 513, 555, 562, 563, 569, 570.
420	An Act to provide for the payment of wages or salary due employees within five (5) days after the termination of such services and providing for the violations thereof. ....	466, 468, 489, 490, 550, 562, 563, 571.
421	An Act to amend Section 801 of Chapter VIII of Chapter 76, and Section 1500 of Chapter XV of Chapter 76 of the Session Laws of the 13th Legislative Assembly, which said Sections relate to the election and tenure of office of teachers, and the appointment of city superintendents of schools, and fixing their tenure of office in districts of the first and second class. ....	467, 468, 488.



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422	An Act to amend Section numbered eleven of Chapter numbered fifty of the Session Laws of the 13th Legislative Assembly.....	467, 468, 489, 532, 533, 559.
423	An Act to amend Section 6337 of the Revised Codes of the State of Montana, and entitling women at their option to serve upon juries.....	467, 468, 511.
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425	An Act to amend Section 6 of Chapter 132, of the Laws of the 11th Legislative Assembly relating to the practice of Dentistry .....	467, 468, 630.
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131	An Act to amend Section 194, Revised Codes of 1907, relating to salary of Attorney General. ....	492, 493, 495, 532, 612, 627, 639, 648.
134	An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of county seats.....	422, 424, 427, 463, 504, 532, 545, 589, 590, 606, 607.
135	An Act to prevent pool selling, betting, or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers made, said recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana and to provide for the punishment of those who violate the provisions of this Act.....	573, 575, 584, 592, 593, 639.
136	An Act to provide for library extension through the establishment and maintenance of County Free Libraries....	465, 467, 469, 488, 528, 540, 552.

No.	Title of Act.	Page.
137	An Act to amend and re-enact Sections 5, 9, 24, 25, 31, 32, 33, 34, 36, 37, 40, 43, 44, 46, 47, 49, 52, 53, 57, 63, and 65, Chapter 146 of Montana Session Laws, 1909, relating to the creation, organization, government and extension of irrigation districts. ....	534, 538, 546, 612, 627, 638, 648.
139	An Act to create and appoint a commission; the duties of which are to report on the laws of this State relating to the administrative and executive departments, and to recommend to the next legislative assembly such changes in said laws as will bring efficiency and economy in the administration thereof; and to provide for an appropriation for said commission. ....	573, 575, 584, 630, 649, 657, 660.
140	An Act to amend Section 1 of Chapter 12 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana entitled: "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof. ....	592, 573, 574, 584, 610.
144	An Act to abolish betting on horse races at the Montana State Fair, and to provide that the counties of the State may, by special or general election, determine whether or not betting on horse races shall be abolished in such counties. ....	515, 519, 548.
146	An Act to establish a twine factory at the State Prison; to empower the Warden, with the approval of the Board of Prison Commissioners, to purchase and install machinery and building material, to provide for the employment of convicts, to purchase the raw material, to give residents of the State preference in buying the twine therein produced, and to appropriate sixty-five thousand (\$65,000.00) Dollars to carry this Act into effect. ....	574, 575, 584, 629.
148	An Act concerning the advertising for bids and the letting of contracts by state and county officers, boards and commissions; providing that public records and files thereof be made and kept, and that biennial reports of the letting of all state contracts and the bids thereof be made to the Legislative Assembly, prescribing penalties for the violation of the provisions of this Act defining the term "Lowest Responsible Bidder," and repealing all Acts in conflict herewith. ....	573, 575, 584, 629.
150	An Act to change the boundary of Missoula and Powell Counties. ....	445, 446, 448, 463, 549, 551, 552, 555.
153	An Act to amend Section 8555 of the Revised Codes of the State of Montana for 1907, relative to the sale of liquors at retail within five miles of grading and other camps. ....	533, 534, 538, 609, 630, 647, 652, 659.
154	An Act to amend Section 1416 of the Revised Codes of Montana, 1907, relating to public bridges and defining the word "bridge." ....	515, 519, 604, 612, 627.

No.	Title of Act.	Page.
156	An Act creating certain funds in the State Treasury to provide for the retirement of public school teachers; providing for the creation of these funds by contributions from teachers, investment of funds, gifts to funds, and appropriations; providing for the custody and management of these funds; providing for the collection, condition of investment and condition of distribution of the funds; providing for the creation of boards to have charge of the funds, and prescribing the duties and powers of such boards; providing for place of meeting of such board; providing for help and expenditures for such board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distribution of these funds, including the amount of time and term of payment.....	514, 515, 519, 524, 525, 549, 571, 572, 606.
157	An Act providing for the protection and safety of workmen in all places of employment, and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to, or death of, workmen and methods of paying the same and prescribing the liability of employers, who do not elect to pay such compensation; establishing the industrial accident board, defining its powers and duties, and providing for a review of its awards.....	492, 493, 508, 532, 544, 545, 546.
160	An Act limiting the number of social clubs wherein liquors are kept or disposed of within the State of Montana, and providing penalties for the violation thereof. ....	574, 575, 584, 610, 647, 653, 674.
161	An Act authorizing the State Land Board to contract and agree with the United States for the waiver of the State's right to unsurveyed school sections in forest reserves, and to accept lands in lieu thereof, and validating agreements heretofore made for that purpose....	534, 538, 627, 649, 657, 660, 674.
162	An Act to amend Section 19, of Chapter 57, of the Session Laws of the Twelfth Legislative Assembly entitled, "An Act providing for a commission form of government for cities, providing for the election of officers therein and defining their duties and powers and providing for their compensation.....	574, 575, 584.
165	An Act to amend Section 1953 of the Revised Codes of Montana, of 1907, as amended by Chapter 63, of the Laws of 1911, entitled, "An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation, and authorizing the State Game and Fish Warden to employ an additional clerk and fixing the salary thereof, and providing the manner in which the same shall be paid", repealing Chapter 96 of the Laws of 1913, entitled, 'An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation, and providing the manner in	

No.	Title of Act.	Page.
	which the same shall be paid:' and providing that a portion of all unexpected funds to the credit of the 'Fish and Game Fund' shall, at the end of each fiscal year, be transferred to the 'General Fund, for general State Purposes. ....	574, 575, 584, 609, 610.
167	An Act to amend Section 188 of the Revised Codes of Montana, 1907, relating to the printing of the quarterly report of the State Treasurer; prescribing the sizes of type to be used in the printing of such report; prohibiting the use of leads, slugs or other devices for the purpose of increasing the space occupied by such publication; and providing for penalties for violations thereof. ....	573, 575, 584, 610.
169	An Act fixing the number of district judges there shall be in the Fourth Judicial District of the State of Montana. ....	574, 575, 584, 610.
171	An Act to amend Section 6864 of the Revised Codes of Montana and adding to Chapter 1, Title V, Part II of the Code of Civil Procedure three sections to be numbered 6864a, 6864b and 6864c, relating to the foreclosure of real estate mortgages and providing for redemption from foreclosure sales. ....	573, 574, 575, 584, 612.
172	An Act to prohibit the employment of females in restaurants, eating houses, laundries and other similar occupations controlled and conducted by persons of the Asiatic race, and providing penalties for the violation of this Act. ....	573, 575, 584, 604.
173	An Act to amend Sections 3818 and 3889 of the Revised Codes of Montana of 1907, relating to the powers of corporations and providing for preferred stock, and relating to what articles of incorporation should contain. ....	573, 575, 584, 611, 630, 647, 648, 654, 674.
175	An Act to authorize railway companies and corporations to own, maintain, and operate hotels, inns, and restaurants. ....	573, 575, 584, 593, 612, 627, 640, 648.
177	An Act permitting stockholders of co-operative associations to vote by mail, and providing for the declaring of dividends and distribution of net earnings and extending the provisions of this Act to co-operative associations heretofore incorporated. ....	574, 575, 584, 612, 641, 656, 657, 659, 660, 674.
178	An Act to amend Article 14, Chapter 3, of the Revised Codes of Montana of 1907, by adding thereto a new section to be designated Section 257a, relating to the duties of the Clerk of the Board of Examiners in connection with state printing contracts. ....	573, 575, 584, 610, 611, 612.
179	An Act defining who are real estate dealers and relating to sales of real estate by real estate agents and fixing the liability of vendors for commission on sales by real estate agents. ....	574, 575, 584.



No.	Title of Act.	Page.
181	An Act to redesignate the official name of the institutions of higher education of the State of Montana. ....	573, 575, 584, 591.
182	An Act to require public officers to allow the State Examiner access to their cash during the examination of their offices, and to fix the penalty for refusal....	559, 612, 630, 641, 647, 648.
184	An Act appropriating the sum of One Thousand Dollars or so much thereof as may be necessary to pay the claim of Dan Sutherland for horses killed as a sanitary safeguard. ....	625, 626, 629, 630, 648, 654, 674.
185	An Act fixing the salary and providing for expenses of the Adjutant General of the State of Montana. ....	641, 646, 660, 673, 674, 676.



HOUSE JOURNAL  
OF THE  
FOURTEENTH LEGISLATIVE ASSEMBLY  
OF THE  
STATE OF MONTANA  

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FIRST DAY.

HOUSE OF REPRESENTATIVES.

Helena, Montana, Monday, January 4, 1915.

Pursuant to law, at the hour of 12:00 Noon, the House of Representatives of the Fourteenth Legislative Assembly of the State of Montana was called to order by Honorable A. M. Alderson, Secretary of State of the State of Montana.

At the request of the Secretary of State, Rev. I. N. Smith offered an invocation.

The Secretary of State appointed W. J. Walsh of Silver Bow County, temporary Chief Clerk; M. J. O'Leary of Lewis and Clark County, temporary Assistant Chief Clerk; Thomas Fox of Silver Bow County, temporary Journal Clerk.

The roll was called and all members were found to be present, all of whom thereupon presented their certificates of election.

Secretary of State Alderson introduced Associate Justice Sidney Sanner, who administered the following Oath of Office to the members present:

"I do solemnly swear that I will support, protect, and defend the Constitution of the United States and the Constitution of the State of Montana, and that I will discharge the duties of my office with fidelity; and that I have not paid or contributed or promised to pay or contribute, either directly or indirectly, any money or other valuable things to procure my nomination or election, except for necessary and proper expenses expressly authorized by law; that I have not knowingly violated any election law of this State; or procured it to be done by others in my behalf; that I will not knowingly receive, directly or indirectly, any money or other valuable things for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law—SO HELP ME GOD."

The foregoing Oath of Office was duly signed as follows:

Anderson, Ralph J.  
Baldwin, C. J.  
Baxter, E. C.  
Betchel, Lester A.  
Bent, Wallace A.  
Bompart, James L.  
Booth, G. T.  
Burnett, Harvey  
Burns, Jas.  
Cariher, C. E.  
Carpenter, L. W.  
Cavitt, J. W.  
Choiniere, Oliver  
Coburn, John W.  
Collins, J. B.  
Corr, Frank

Kiley, M. F.  
Lemmon, C. A.  
Lord, R. M.  
Lusk, Addison K.  
McCarthy, Gene M.  
McDonald, C. S.  
McMahon, W. J.  
McNally, J. E.  
Macdonald, A. D.  
Mackel, Alex  
Mansur, C. M.  
Marsh, Frank R.  
Mason, Dwight N.  
Minnick, R. P.  
Moe, R. J.  
Moore, George

Corwin, J. W.  
 Crismas, W. J.  
 Day, E. C.  
 Doner, James  
 Dwyer, J. V.  
 Easton, Dana  
 Einsel, Charles S.  
 Eliel, Frank  
 Fishbaugh, L. M.  
 Flanigan, J. J.  
 Foltz, Ralph W.  
 Fousek, Albert J.  
 Franklin, W. P.  
 Gallagher, William  
 Gladden, James W.  
 Graybeal, J. M.  
 Guinn, C. C.  
 Hall, Amos C.  
 Harmon, W. E.  
 Harper, George C.  
 Hayes, Frank F.  
 Hawks, J. A.  
 Healey, Dan  
 Hedrick, Ernest O.  
 Henry, V. Russel  
 Higgins, Ronald  
 Hills, Chas. A.  
 Hogan, Barney  
 Johnson, Lyndahl C.  
 Jorgensen, Rasmus  
 Kelley, W. H.

Morris, C. F.  
 Nutting, L. A.  
 Ostle, Joseph  
 Page, John R.  
 Parker, George M.  
 Phillips, Ira J.  
 Prosser, Martin  
 Rainey, J. A.  
 Ramsey, George L.  
 Rasmussen, C. A.  
 Rixon, F. P.  
 Rundle, S. J.  
 Sales, W. H.  
 Sanderson, C. C.  
 Schanck, D. E.  
 Schmidt, A. A.  
 Scott, Harry F.  
 Searles, Charles A.  
 Sedgwick, J. Lee  
 Shott, Chas.  
 Shrump, August  
 Smith, David C.  
 Smith, Park  
 Stone, R. E.  
 Sullivan, M. J.  
 Vidal, C. E. K.  
 Wallin, W. J.  
 Wells, Hugh, R.  
 Wilde, J. P.  
 Willis, John

Nominations for Speaker being in order, McNally of Silver Bow nominated George L. Ramsey of Lewis and Clark; Eliel of Beaverhead nominated Ronald Higgins of Missoula; and Bechtel of Silver Bow nominated Alex Mackel of Silver Bow. Nominations being closed, roll was called with the following results:

Those voting for Ramsey were as follows:

Anderson, Bent, Bompert, Burnett, Burns, Carpenter, Cavitt, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hayes, Healey, Hawks, Higgins, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Macdonald of Flathead, McMahon, McCarthy, McNally, Marsh, Mansur, Mason, Minnick, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Shott, Searles, Stone, Sullivan, Vidal, Wells, Wilde, Willis,—55.

Those voting for Higgins were as follows:

Baldwin, Baxter, Booth, Cariher, Coburn, Collins, Corwin, Eliel, Easton, Gallagher, Gladden, Hall, Harmon, Harper, Hedrick, Henry, Hills, Lusk, McDonald of Teton, Moe, Moore, Parker, Ramsey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Shrump, Scott, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Wallin,—36.

Those voting for Mackel were as follows:

Bechtel, Mackel,—2.

Ramsey receiving a majority of all votes cast was declared Speaker of the House.

The Secretary of State appointed Macdonald of Flathead and Morris of Hill to escort Ramsey to the Chair.

Mr. Speaker called for nominations for officers and employes of the House. McNally of Silver Bow moved the election as officers and employes of the House of the following:

Speaker pro tem.—J. E. McNally of Silver Bow.

Sergeant-at-Arms—F. C. Murray of Cascade.

Assistant Sergeant-at-Arms—Ed. C. Whittington of Carbon.

Chief Clerk, W. J. Walsh of Silver Bow.



Assistant Chief Clerk—M. J. O'Leary of Lewis and Clark.

Chaplain—I. N. Smith of Ravalli.

Reading Clerk—O. L. Anderson of Flathead.

Journal Clerk—Thos. Fox of Silver Bow.

Assistant Journal Clerk—J. J. Valentine of Missoula.

Enrolling Clerk—William F. Hirsch of Fergus.

Assistant Enrolling Clerk—Jessie Sillers of Dawson.

Engrossing Clerk—Helena Stellway of Lewis and Clark.

Assistant Engrossing Clerk—Theresa Cornell of Cascade.

Bill Clerk, William Stieb of Ravalli.

Doorkeepers—Jerry Kelly of Silver Bow, W. O. Cowan of Park, McKeown of Flathead, Nelson Hawley of Jefferson.

Watchmen—M. Hughes of Sweet Grass, Pat McElliott of Cascade, John Bilgen of Fergus, Ed. Page of Granite.

Pages—George Ward, Edwin Winkie, Floyd Stiers, Harry Kelly, Joe Wegner.

Sales of Gallatin moved the election as officers and employes of the House of the following:

Speaker pro tem.—W. E. Harmon of Gallatin.

Chief Clerk—J. T. Spencer of Carbon.

Assistant Chief Clerk—Fred Luddy of Lewis and Clark.

Sergeant-at-Arms—Arthur Fortier of Deer Lodge.

Assistant Sergeant-at-Arms—E. P. Searles of Stillwater.

Chaplain—Rev. Walter North of Yellowstone.

Engrossing Clerk—D. F. Kries of Chouteau.

Assistant Engrossing Clerk—Joseph Hocking of Valley.

Enrolling Clerk—A. W. Eiselein of Musselshell.

Assistant Enrolling Clerk—John R. Stout of Sanders.

Journal Clerk—C. F. Rathbone of Missoula.

Assistant Journal Clerk—R. H. Michael of Custer.

Bill Clerk—Harry Bostwick of Beaverhead.

Reading Clerk—R. M. Farrington of Teton.

Doorkeepers—George Darlington of Granite, A. D. Nichols of Meagher, John Culbertson of Sheridan.

Pages—John Fletcher, John Bowden, Edwin Winkie, Kemp Roberts, Lucian Kenneth.

Watchmen—W. J. Robertson of Lewis and Clark, Logan Smith of Yellowstone, J. O. Johnson of Missoula.

Janitors—Fred Williamson of Valley.

Moved by Day of Lewis and Clark that the temporary Chief Clerk cast 55 votes for those nominated by McNally and 36 for those nominated by Sales.

The temporary Chief Clerk thereupon cast votes in accordance with said motion and the list of names of officers and employes nominated by McNally, being declared elected, were sworn in.

Higgins moved that the House Rules and the Joint House Rules of the Thirteenth Legislative Assembly be accepted as the Rules and Joint Rules of the Fourteenth Legislative Assembly until the Committee on Rules and Joint Rules report. Motion carried.

Upon motion by Anderson of Fergus, duly carried, a committee of three, consisting of Macdonald of Flathead, Franklin of Sweet Grass and Higgins of Missoula, was appointed to notify His Excellency, Governor S. V. Stewart, that the House was duly organized and ready for business.

Upon motion by McMahon of Silver Bow, duly carried, a Committee of three, consisting of Day of Lewis and Clark, Wells of Custer, and Hedrick of Fergus, was appointed to notify the Senate that the House was duly organized and ready for business.

Upon motion of Mason of Missoula, duly carried, a committee of three, consisting of Bompert of Lewis and Clark, Anderson of Fergus, and Hogan of Deer Lodge, was appointed to act jointly with a like Committee from the Senate to appoint an Assistant to the Regular Postmaster in the Capitol Building.

Moved by Eliel of Beaverhead, and duly carried, that Mr. Speaker be authorized and empowered to appoint a stenographer and a page.

Mr. Speaker thereupon announced the appointment of Mrs. Alta McM. Hodges as his stenographer and John Kiley as his page.

Burnett of Fergus moved that those officers and employes, duly elected, who were absent, be given leave of absence. Motion duly carried and so ordered. Upon motion of McMahon of Silver Bow, duly carried, a recess of ten minutes was taken.

House resumed.

Mr. Speaker in the Chair.

Macdonald of Flathead notified the House that the Governor thanked the House for the courtesy of their Committee and that he would communicate further with the House as soon as he received notice of the organization of the Senate.

Day of Lewis and Clark reported to the House that his Committee had visited the President of the Senate, who notified them that the Senate had adjourned without organization, until 10:00 o'clock a. m., January Fifth.

Day of Lewis and Clark introduced the following Resolution, with the understanding that said amendment should be acted upon at a subsequent date.

"Resolution to amend Joint Rule No. 11 so as to read:

"When a Bill has passed both Houses, the Enrolling Clerk of the House in which it originated shall cause to be made a typewritten copy of the Bill as the same was engrossed, together with its history, free from all corrections, erasures, interlineations, defects in orthography and all other clerical inaccuracies. The typewriting shall be done with a black record ribbon, pica type, upon plain white, linen finish paper, size eight and one-half inches wide and thirteen inches long, paper to weigh sixteen pounds to folio, with a margin two inches at top and one inch on either side, thirty lines of type to the page, but lines not numbered.

The Bill shall be covered with a blue manuscript cover, upon which is written in capital letters the number and title."

Upon motion by Macdonald of Flathead, duly seconded and carried, the Sergeant-at-Arms was instructed to keep the central doors to the House closed at all times when the House may be in session.

On motion of Crismas of Carbon, the House adjourned at 2:00 p. m. to meet January Fifth at 11:00 o'clock a. m.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## SECOND DAY.

Tuesday, January 5, 1915.

House met pursuant to adjournment at 11:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

On roll call all members except Fousek were present.

A Committee from the Senate, consisting of Senators Galloway, Kinney and Annin, was admitted to the Bar of the House and notified the House that the Honorable Senate would meet with the House to hear the message of His Excellency, Governor S. V. Stewart.

On motion of Higgins the Journal was approved as read.

### COMMUNICATIONS.

A communication from James B. Toughill and Company of Helena pertaining to the proposition of furnishing a printed report of the proceedings of the House of Representatives during the present session was read. On motion of Day, the above communication was referred to the Appropriations Committee.

The following Committees were appointed by Mr. Speaker:

Mileage and Per Diem—Lord, Chairman, Richland; Healey, Park; Hogau, Deer Lodge; Hawks, Wibaux, Crismas, Carbon; Stone, Cascade; Easton, Sheridan; Schanck, Lincoln; Sanderson, Yellowstone.

Appropriations—Day, Chairman.—Lewis and Clark; Wells, Custer; Macdonald, Flathead; Anderson, Fergus; McNally, Silver Bow; Searles, Mineral; Crismas, Carbon; Hogan, Deer Lodge; Willis, Valley; Baldwin, Carbon; Hall, Madison; Smith, Missoula; Higgins, Missoula; Harmon, Gallatin; Eliel, Beaverhead.

House Employees—McCarthy, Chairman, Broadwater; Phillips, Fergus; Willis, Valley.

Ways and Means—Macdonald, Chairman, Flathead; Minnick, Valley; Dwyer, Silver Bow; Willis, Valley; McCarthy, Broadwater; Hawks, Wibaux; Ostle, Blaine; Fishbaugh, Chouteau; Page, Granite; Smith, Missoula; Sales, Gallatin; Rasmussen, Dawson; Bechtel, Silver Bow; Baxter, Meagher; Coburn, Teton.

On motion of Wells, Macdonald, Chairman of the Committee on Ways and Means was instructed to appoint a Clerk.

Macdonald moved that after today, the Journal shall be read by a Committee, to be appointed by the Speaker for that purpose and that on the convening of the House at the morning session, a report of the Committee's findings shall be read and considered by the House in lieu of the reading of the Journal. Motion carried.

Eliel moved that the receipt of communications and petitions shall be duly noted and recorded in the House Journal and only the name of the member presenting the same, the name of the signer, or if there be many signers, the names of sufficient number thereof to indicate their character and standing, and the general import of the said communication or petition shall be entered upon the Journal, unless the House shall order by vote that the full contents of such communication or petition shall be recorded.

On motion of Day, the House recessed until 11:55 a. m.

House resumed at 11:55 a. m.

Mr. Speaker in the Chair.

### JOINT SESSION.

At 11:55 a. m. the Honorable Senate appeared at the Bar of the House and was duly introduced and received. The Joint Assembly was presided over by Honorable W. W. McDowell, President of the Senate. The Secretary of the Senate called the roll of the Senate and the Chief Clerk of the House called the roll of the House and announced that a quorum was present.

The Chair appointed Representatives Higgins and Franklin and Senator Darroch as a Committee to notify His Excellency, Governor S. V. Stewart, that the Joint Assembly was in session.

Governor Stewart appeared at the Bar of the House, was escorted to the platform, introduced to the Assembly, whereupon he proceeded to deliver the following message to the Joint Assembly:

"Gentlemen of the Fourteenth Legislative Assembly:

Legal requirement and personal pleasure here merge in an effort to discuss with you some of the more important problems which duty presents for official solution. It is a distinct pleasure to extend to you a hearty welcome to the capital, the seat of your principal activity for the next sixty days. It is a manifest duty to endeavor to impress upon you the importance of action along the lines of legislative requirements as I view them.

This meeting of the Legislative Assembly of the State of Montana is here convened in regular session. We meet today in accordance with a mandate of the Constitution. This is one of the fixed times denominated by the framers of the Constitution for the meeting of the representatives of the people to take stock. It is safe to say that no great emergency confronts the State or its people, otherwise a special session would have been called. It is for us here to look over the record of the past with judicial inquisitiveness, to view the present with calm appraisal, to peer into the future with intelligent comprehension, and withal to so act as to abundantly justify the confidence of the founders of the commonwealth, bring to our citizens of today as great a measure of prosperity and happiness as may be possible, and insure to the people of tomorrow the transmission of a government well suited to the needs of an industrious and intelligent population of ever increasing proportions.

We meet in peace, amid peaceful surroundings. Our prime object, our only desire, is to solve the civic problems of the hour. Elsewhere throughout the civilized world legislative assemblies are convened for the consideration of war budgets, called upon to devise ways and means for raising money and mustering men to be used as pawns in the grim game of war, all to be sacrificed on the altar of violence, to perish in the furtherance of the ambitions of kings and princes.

It might not be untimely or unwise, therefore, to pause a moment as we are about to begin the serious duties of the session, and contemplate the unprecedented devastation, the unbelievable destruction of property and the unparalleled loss of life that daily obtains in countries heretofore classed as more highly civilized than our own. In this contemplation there is food for thought and abundant subject matter to adorn any tale and point a moral most impressive; but above all there is for us in such contemplation much ground for congratulation, much reason for felicitation, and great substance for pardonable pride in the apparent strength and enduring qualities of our western hemisphere Anglo-Saxon civilization. Our commonwealth—great in area, in potential wealth, in future possibilities of development, in the sterling character and fiber of its citizenship—is but one of the integral parts of a greater commonwealth, the United States of America, the only world-power nation now at peace with all the world and enjoying the friendship of the people of every clime and every country.

You have come from the people. You represent the people for the time and are the State. Your utterances here will be like unto the voice of the commonwealth. Citizens, society and government must be ruled by your decrees until the people, the source of all power, choose others to speak for them, to represent them. You will make mistakes; we all do that, and we will continue so to do to the end of our lives. All that can be required of us is that we do the best we can with the knowledge and ability we possess.

That you have unbounded faith in the country in which you live, in the State that gives you shelter, and in our form of government, and institutions, goes without saying; but this is no more evident than that you enjoy the confidence of the people whose mandate to speak for them is evidenced by the certificate of election carried by you to this Assembly. Every man of you hopes to return to his people in the enjoyment of a greater measure of their confidence by reason of his service for them. This is only possible after great effort, studious attention to business and the exercise of calm judgment. Knowing the men of this Legislature, I am convinced that much good will result from your deliberations.

Montana is experiencing a period of great growth. People are coming to us from many states and foreign lands. They come primarily to seek homes and enjoy prosperity for themselves, but they remain, perhaps unconsciously yet nevertheless surely, to participate in the affairs of State. They cannot be with us without being of us. If they constitute part of our citizenship, create part of the wealth, pay part of our taxes, they must and should participate in our government. We welcome them to our broad fertile plains and valleys, to the health-giving, invigorating climate of our mountain home. We extend to them the privilege of making tangible and real the riches and treasures of our vast mineral resources and agricultural possibilities. We invite them to convert these resources and possibilities into real money, into visible values for their own material satisfaction and the enrichment of the State. They have a right to a voice in the making of the conditions which shall govern these activities, and we should and do welcome them to a participation in the serious legislative affairs of the State.

With the growth and development of the State and the enlargement of the population new schemes are advanced, some of them based on actual needs and others upon fanciful theories. It is for you to say what proposals are substantial and necessary and what are impractical. Recent years have witnessed tremendous changes. There has been a shifting of the centers of population, there has been growth, development and expansion. Only a short time ago this was pre-eminently a mining State. Today, by common consent of all, Montana is denominated a great agricultural domain. All of this has occurred without the dwarfing of and without injury to any other industry in the State, and without a backward step in any material matter.

The State is no longer one of the infants in the sisterhood of states. It recently celebrated its twenty-fifth anniversary as a State and its fiftieth as a Territory. The State is discarding the playthings of immaturity and is proudly wearing the habiliments of youth. It will soon enter into the substance of maturity. Already there is evidence of a calmer, quieter yet none the less hopeful view of affairs. While it is a privilege to contribute to the material growth and prosperity of the State, it is an honor of high degree to have official part in shaping the laws and conditions which must either make for a continuation of



the rapid growth and substantial development now so evident, or otherwise tend to hinder, hamper and delay the realization of the day when Montana must inevitably come into her own in wealth and population commensurate with her resources and area.

At the risk of being called "old fashioned" I am going to suggest that the strong, vigorous, youthful State needs healthful exercise rather than Legislative medicine; needs to be let alone rather than be pampered and doctored; needs encouragement to exercise each limb of its material wealth. If given an opportunity the State will develop, grow and attain unusual proportions in all of those things which make a State truly great. Our resources must be developed; our riches must be taken from the mine, from the soil, from the water, extracted from the sunshine and the raindrop, before they can be comprehended as useful, substantial things. In all of this nature must inevitably play a large part. Nature should not be turned aside in her course; rather, substantial aid should be rendered. You can assist, but the means employed must not amount to restraint. You can provide regulation in needed directions but it must not be extended beyond the point of sanity and reason.

Therefore, it is highly important that this Legislature should move with discretion and with care, but none the less surely and effectively. Some new laws are required for the proper development of the State, for the regulation of the commerce and business of the people and for the protection of the individual and of society. There is little need for drastic or radical legislation. No great revolutionary principles are involved in the matters that I shall suggest, or in the subjects that will otherwise come before you for consideration. Reasonable reforms should be adopted and enforced—reforms that will make for the betterment of the people in their nation-old endeavor to successfully realize and maintain their inalienable ambition in the pursuit and enjoyment of life, liberty and happiness. We cannot always apply the rules and regulations applicable to older communities. It seems to me that this Legislature can well afford to "stand by" as it were and see the State grow, lending a helping hand here and there as the exigencies of the occasion seem to demand, to remove an obstacle, to make the course smoother and easier for the natural growth and development that is bound to come.

I shall tell you quite as frankly as the Constitution and Statutes seem to contemplate just wherein it seems to me that needed and material assistance may be given and extended; just wherein the people of the State may be afforded relief and benefit by Legislative activity on your part. When I have told you these things it is for you to do or not to do, as your good judgment and consciences may dictate. But you are by no means limited in the scope of your activity to the recommendations here made.

#### APPROPRIATIONS.

No message would be well begun without a reference to appropriations. I have recently read with much interest the messages of my illustrious predecessors. It is observed that in every message transmitted to a Montana Legislature the Executive head laid considerable stress upon the questions of appropriation and economy. I wondered if that was a feature peculiar to our own State and I took the trouble to read messages of Governors of nearly all of the States of the Union. This State is no exception to the rule. The same warning is contained in some form in almost every message by a Governor to the Legislature of his State. I have, therefore, taken the position that in unanimity there is justification. This Legislature has an opportunity to make a record in financial efficiency. A good beginning can be made in the matter of Legislative employes, and a reputation thus established may be maintained by careful scrutiny of all requests for appropriations.

#### GENERAL CONDITIONS.

Generally speaking the State and the people have enjoyed peace, health and prosperity during the last two years. Special instances of disorder have occurred, but in the main we have every reason for congratulation.

One of the special instances that tends to serve as an exception to the general rule is found in the Butte difficulties. It is not necessary and would not

serve any good purpose to enter into a minute account of the causes leading up to and the circumstances which characterized the trouble at Butte. It is sufficient to say that the trouble did not arise in a moment, was not the result of a sudden impulse, but was the result of general dissatisfaction; was, in fact, a general revolt against the administration of affairs of the Western Federation of Miners. For more than thirty years the Western Federation of Miners had dominated the labor situation in and around Butte and for that matter had been the major influence in State-wide labor circles. Rumors of discord and charges of wrongdoing had been made from time to time, but no one believed it was possible for any of these grievances to attain magnitude enough to threaten the overthrow of an organization or seriously imperil its existence as a prime factor in civic affairs in Montana.

It was, therefore, with considerable surprise that the general public, even in Silver Bow County, witnessed a revolt from the union by a very considerable number of its members. This revolt was initiated on Miners' Union Day, June 13, 1914, and it was of such proportions and so violent in character as to not only involve the local union in great disaster, but to seriously imperil the peace and order of the community. Rioting and acts of violence characterized the day, and Butte was the scene of much turmoil, which gave ground for grave apprehension. The rioting was resumed on the succeeding Sunday and at that time the regularly constituted peace officers found themselves unable to cope with the situation. The Sheriff appealed to me, as Governor, for military aid. Before complying with his request I proceeded to Butte and remained there in consultation with the representatives of the different factions, with public officers and citizens for two days. By that time quiet was restored and it was decided that military interference would not be justified.

The trouble was not settled, however, and on the night of June 23, there was another outbreak that resulted in the total destruction of the Miners' Union hall, which has been partially destroyed on the thirteenth of the same month. This time there was general consternation and universal fear was expressed by the people of Butte. It was not possible to mobilize and utilize the State troops in time to do much good in this outbreak, but it all served to warn those in authority of the possible necessity for the intervention of the State in the ultimate restoration of complete peace in the camp.

Up to this time there has existed in the minds of the authorities some doubt as to the status of the Montana National Guard and as to its efficiency. The repeal of the Donohue Military Bill by referendum vote had left the laws in a state of uncertainty. There had been no mobilization of the troops during the present administration and we had little knowledge as to the personnel thereof. In the month of July, the National Guard participated in drill and maneuver at Fort Wright, Washington. It was my duty and pleasure to there witness the officers and men at work. I was most forcibly and favorably impressed with the appearance, spirit and very apparent qualifications of the men composing the Guard. From that day forward I felt an abiding faith in the ability of the Guard to give a good account of itself if the time should come for resort to the military arm of the State.

During all of this time the trouble in Butte smouldered and seethed and a peaceful settlement thereof became daily more impossible. In the latter part of August the volcano blew up and one act of violence followed another in such rapid succession, disorder and rioting became so prevalent, that local authority was paralyzed, or indifferent, and there was no one in authority in Butte who could or would stem the tide of lawlessness.

It was then that the National Guard was mobilized, equipped, entrained and dispatched to the seat of the trouble. Be assured that those were anxious, not to say perilous, hours. The sovereignty of the State stood at bay, the processes of the commonwealth remained unserved in the hands of those charged with the duty. The "rebel chieftain" had thrown down the gauntlet. Rumors of armed resistance were rife and appeals for personal protection were many. The good name, the fair name, the well-earned reputation of half a century, were hanging in the balance. The structure of civic righteousness, whose foundations were laid deep and solid by the Vigilantes in Alder Gulch fifty years ago, was assaulted

more openly and with greater violence than ever before. It was no longer a question of unionism. Local color had faded. Butte and Silver Bow County were but incidents. The great questions to be settled, and settled quickly and effectively, were spelled in the lettering of the words "law and order."

For the restoration of order, for the vindication of law, the young men of the National Guard, the youth of Montana, took up arms and marched forth to face dangers to them, and to me, at that time unknown and uncertain, but of aspect most threatening and fear-inspiring. Not one faltered, no one hesitated, and in the calm self-possession, the very evident spirit of bravery and determination which pervaded that troop there was born a confidence which inspired the men of the uniform and simultaneously frightened and deterred those who had dared to oppose the rational and reasonable processes of the State for the protection of life and property.

Not a shot was fired, not a life was lost, not a citizen was disturbed in the course of his lawful occupation. At the same time peace was restored, law and order re-established, and when the task had been accomplished, the Guard withdrew quietly and unostentatiously. The lesson was impressive, forceful and adequate, but it was devoid of violence. The result is known to the world. Every one now realizes that law and order must forever obtain, must be adequately enforced, and uniformly recognized; that property must be protected from violence and destruction, and that life must be and remain sacred and safe within all the broad confines of the commonwealth of Montana.

All of this cost some money. It involved much labor, and no small degree of anxiety and mental disquietude, to say nothing of the physical dangers imposed. But if it has served, as I believe it has, to impress upon the world a full realization of the fact that Montana is a safe place in which to establish a home, rear a family, make investments and pursue any and all of the human activities, whether social, material or intellectual, then the money has not been misspent. I trust that the expenditures made in this behalf may not cause embarrassment to the State government, but I realize that the unexpected necessity of thus taking from the treasury the very considerable sum involved must in some sense cause a reapportionment of the financial affairs, for the time being at least. That is my reason for calling these matters to your attention at this early day of the session.

All of this ought to impress us also with the importance of making ample provision for the National Guard of Montana, with the hope and in the firm belief that the necessity for its use may not arise again in the near future, but nevertheless with the idea of keeping the peace and protecting life and property at all times in the future as in the past.

#### SUGGESTIONS FOR LAW ENFORCEMENT.

Experience in the Butte trouble must have impressed all with the importance of suitable provision for prompt and effective means of suppressing lawlessness and disorders before they reach a maximum. I am firmly convinced that a small force of non-resident peace officers would have controlled the Butte trouble without military interference if it had been possible to utilize such a force at the inception of the trouble. We have a great number of peace officers in this State who are not constantly employed. The sheriff's forces in the different counties are kept up to the maximum for emergencies, the Game Warden's force is considerable and there are a goodly number of stock inspectors and other peace officers at all times under public pay. If you can devise some means of organizing these people into an emergency State police for use in the rare instances where the necessity may arise, contingencies may be met and without any expense to the public. If it had been possible to send fifty experienced, determined officers, such as we have in the positions I have named, into Butte under the leadership of some good man instead of spending \$125,000.00 in quelling the disturbance with the militia after it had assumed vast proportions, the whole matter would have been adjusted effectively for a nominal sum. Your attention is respectfully directed to this matter.

#### SUSPENSION FROM OFFICE.

Former Governors of Montana have suggested removal and suspension statutes, but none have been forthcoming. I would respectfully suggest that an



amendment to the summary removal statute now in force would meet the requirements. This statute has recently been found very effective, but the difficulty encountered is found in the fact that an accused officer remains in charge of the forces in authority during the pendency and trial of the action. An added provision giving the Governor authority in his discretion to suspend the official after charges have been filed and during the pendency thereof would meet the ordinary need and protect the local community. The officer would be restored if acquitted, and no harm would be done. The vacancy could be filled in the usual manner provided by law for the filling of vacancies in such offices.

#### RACE TRACK GAMBLING.

While it is important that existing laws should be enforced, it is also necessary that some new laws be enacted. While our State is changing industrially, there is an evident change of moral sentiment as well. A few years ago it was thought proper to regulate, license and control what is known as poolselling and bookmaking in connection with the sport of horse racing. Today, in my opinion, public sentiment makes it imperative that some action should be taken looking to reformation in this direction. Race track gambling as it is conducted in the State of Montana, is immoral, degrading and destructive of good citizenship. In at least one community in this State it creates disorders of such a nature as to almost entirely disorganize and disrupt the usual course of business during the continuance of the race meet.

It has been suggested that a commission should be created and that horse racing and the incident betting and poolselling should be handled and controlled by the commission. Two years ago I might have believed that this course would meet with the approval of the people, but today I am convinced that it would not meet with the approbation of the majority of the citizens of this State. I base my opinion upon the fact that the people have recently expressed themselves in the negative on a similar proposition.

Two years ago the Thirteenth Legislative Assembly passed a Bill entitled "An Act establishing the State Athletic Commission and regulating boxing and sparring in the State of Montana," being Chapter 97 of the laws of that Session. The Bill was referred to the people under the referendum provision of our laws, and the people voted upon the question at the recent general election. The measure was defeated by a majority of more than eight thousand.

After the Bill had passed both Houses and while it was in my possession pending executive action, committees of citizens waited upon me and requested that the Bill be vetoed. After very full and complete hearings I made the statement to the committee that in my opinion this Bill would prove an effective means of ascertaining public sentiment with relation to matters of the kind. I suggested to the protestants that the proper method of ascertaining the real sentiment of the people of this State was to approve the Bill so that the protestants could resort to the referendum and obtain a vote of the people, either for or against the measure. The measure was approved and the suggestion was adopted, with the result that I have above indicated.

In my opinion, a commission for the regulation of horse racing would be no more popular than the one appointed under the boxing Bill. Certainly no better commission could be obtained than the one appointed under the Kiley Bill. The individuals composing the commission were high-class, honest and thoroughly imbued with the idea that the sport should be raised to as high a plane as possible. They conducted the "game" as fairly and as reputably as it was possible for it to be conducted. I am sure that the manner in which they discharged their duties brought to the measure a very considerable number of votes which otherwise would have been cast against it. And yet, with all that, the system was repudiated. I am, therefore, of the opinion that legislation on the question of race track pool selling is necessary, and that the legislation should not be along the line of regulation but rather in the nature of abolition.

In this connection I might suggest that the defeated athletic Bill has left the sum of \$2,569.87 in the hands of the State Treasurer, which sum is the property of the State and for which there is no method of disposition. You should enact



some suitable measure providing for the conversion of this sum into some other fund in order that it may be devoted to useful purposes.

#### DISTRICT JUDGES.

When the State was admitted to the Union provision was made for an adequate number of District Judges. These officials are paid from the State Treasury. Just what impelled the framers of the Constitution to make this charge against the State, I do not know. However, it is the law.

In 1899 Governor Robert B. Smith suggested that the salaries of District Judges should be made chargeable to the counties. Later Governor Joseph K. Toole made the same recommendation. Nothing was ever done to bring about the reform. While I do not desire to insist that this change be made at this time, yet in view of the fact that new counties are being created very rapidly and more Judges demanded, something ought to be done at least in the way of equalization.

It is evident that there are more Judges in some of the districts of this State than the necessities of the districts require. It is also evident that some of the Judges in the eastern and northern part of the State are unable to adequately discharge the judicial duties of their respective districts. In view of the fact that the State pays all District Judges, it seems to me more reasonable that there should be a distribution than an increase in the number of Judges. This may be accomplished either by redistricting the State or by making some suitable provision for the assignment of Judges for duty outside of the district in which they are elected. Judges are State officials and work for the State, although they are elected by the people of a given district. Neither the people nor the Judges should complain if the necessities of the State require the performance of duties beyond the confines of the district in which the Judge is elected.

#### NEW COUNTIES.

The question of District Judges suggests the proposition of new counties. Four years ago the Legislature enacted a general law for the creation of new counties. Several counties were created under it and the law was found to be effective. Two years ago the Assembly amended the law in some important particulars. The assessed valuation required for the creation of a new county was very considerably lowered and the percentage of votes required was reduced from sixty-six and two-thirds per cent. to a bare majority. Under the relaxed provisions of the law many new counties have been created and several more are contemplated.

While I have no criticism to offer as to the creation of those already in existence, yet I think it is evident that the business of creating new counties will be overdone in the very near future unless some check is put upon it. I would therefore respectfully suggest that suitable amendments be made to the general law for the creation of counties. I make this suggestion not alone for the protection of the State but rather for the protection of the people themselves. The creation of new counties necessitates some outlay on the part of the State in the way of payment of salaries for district judges, county attorneys, members of the Legislature and other incidental State charges. Yet the greatest hardships fall upon the taxpayers of the new counties. Officers must be paid, new buildings must be erected and costly improvements installed. In order to do that, tax rates increase and assessed valuations are inevitably raised.

Under the present system a continuance in the creation of new counties will very shortly increase the membership of the State Senate to such an extent that it will become unwieldy and unnecessarily expensive.

#### BANK LAWS.

Since the adjournment of the last session of the Legislature the Congress of the United States has enacted a general banking and currency system. Under the provisions of the law there have been created certain reserve banks, the stock of these banks to be owned by the membership banks within the district, both National and State. Most National banks in the State of Montana are members of the reserve system and own stock in the district reserve bank.

Under the State law it is unlawful for our State banks to avail themselves

of the advantage of this system. Many State banks are desirous of having the prohibition removed. I would respectfully suggest that a suitable law be enacted to remedy this condition. The banks of Montana, generally speaking, are very prosperous and they have grown in resources and in numbers. The State Examiner's office has been more than busy in examining banks during the past two years. Two years ago when the present State Examiner took his office there were 165 State and private banks in this State. Today there are 230 banking institutions subject to State inspection.

This increase in the number of State Banks is surprising, to say the least. If the increase is normal and justified by business conditions in the State, it is a matter of congratulation. But if, on the other hand, and as has been alleged, some of these banking institutions have been organized and are doing business under circumstances which do not justify their existence, then they will prove a positive detriment rather than an advantage.

The doubt as to the necessity for these banks brings us to the proposition of our general State banking system. To my mind it is imperative that there should be necessity for a bank before it is chartered. Under the National system a showing must be made and the Bank Examiner must certify the necessity for the existence of a bank in a given neighborhood before a National charter will be given by the department. Some such regulation should be in effect in Montana; in fact, our whole State banking code should be redrafted and brought up as nearly as possible to the high standard achieved in the National banking system just going into effect.

In addition to the examination of banks, the State Examiner's office now has imposed upon it the duty of examining cities and school districts. It is certainly a very busy department, although it has been conducted in such a way as to make it profitable to the State.

#### FARM LOANS AND STATE LANDS.

There was initiated and submitted to the people of the State at the last general election a Bill providing for what was commonly designated "Farm Loans"—loans to be made from the common school and other educational funds under the control of the State Board of Land Commissioners.

It seems that the Bill was drawn in such a way as to come in conflict with certain provisions of the Constitution. I would respectfully suggest that, the principle involved having been approved by the people, some suitable legislation should be enacted.

The Thirteenth Legislative Assembly enacted Chapter 121, which provided for the investment of these funds under certain conditions and included farm mortgages. It seems, however, that the provisions of this measure are not acceptable to the people in general. I would respectfully suggest that great care should be taken in framing such a Bill by reason of the fact that the funds to be loaned are trust funds and should only go out under such conditions as to insure the safe return with a moderate rate of interest.

In the past the State Board of Land Commissioners has invested these funds in bonds and other securities, preference being given to school bonds in order to promote the cause of education. If the time has come when preference should be given in some other direction, provision should be made therefor. Personally, I am convinced that much good results from the purchase of school bonds, municipal, county and other securities. Yet I am satisfied that a certain amount of this money can be utilized to advantage in making farm loans. With our growing population the amount of money available will perhaps not satisfy the needs or the demands of the borrowers, but it may tend to regulate interest rates and promote better conditions with regard to farm credits.

In his very able message to the Legislature in 1899 Governor Robert B. Smith pointed with pardonable pride to the receipts of the State Land office. The receipts of the common school income fund for the year 1898 were \$52,585.22. The estimated receipts of the same fund for the current year are \$542,690.73. How much more gratifying to us are the present day receipts, and yet these receipts are only available by reason of the fact that not one dollar of State school money has ever been misappropriated or lost by reason of bad investments. Such a

record is more to be desired than great riches. To depart from so successful a system should involve great care and studious attention.

The school lands of this State are worth far more than a king's ransom, and they are becoming more and more valuable as the time goes on. The wisdom of the provision fixing a minimum selling price is becoming more and more apparent. Under recent administrations the various land grants have been very largely augmented. Sales have been made and land taken over to fill said grants and to take the place of lands otherwise lost to the State. This work is continuing as rapidly and effectively as possible under the present State administration.

In addition to the general work of selecting lieu lands and filling the grants, the former State administration entered into an agreement with the general government for the exchange of certain lands. The Thirteenth Assembly authorized the expenditure of the necessary amount as the State's share of expenses incident to this exchange. Certain examinations have been made and the work is partially completed. It is probable that an exchange will finally be effected whereby 80,000 acres of land will be acquired in one body by the State. This land is nearly all timber land and will be of great value. The lands exchanged and relinquished by the State are Sections 16 and 36, and are scattered over vast areas of mountainous country. The land the State will get being in a body and being well timbered, is much more desirable, while the Government officials consider it highly important that the State holdings scattered throughout the vast reserves should be transferred to the United States.

#### PRINTING.

In considering items of expense it is always proper to look to the matter of printing. Public printing runs into money very rapidly, and while it is highly important that an adequate amount of publicity be given to the work of the various departments of the State, yet some of the requirements of the present law make it necessary to incur very large and seemingly unnecessary expenditures.

There can be no just complaint on the ground of workmanship, service or prices charged. Under the contract just expired the work of the State printer has been performed promptly and in a workmanlike manner, and the prices charged have not been unreasonable for the stock and services furnished. The only criticism that I urge is of the law which makes it necessary to have all this printing done.

Your attention is particularly directed to the law compelling the publication of the State Treasurer's quarterly report. This report, although published in strict compliance with the law, does not give information of a tangible or intelligent nature to anyone not a bookkeeper. The money now spent for the publication of this report is wasted. The same is true of certain publications required to be made under the terms and provisions of our initiative and referendum law, and the primary and election laws. Attention and investigation on your part may effect a material saving in the matter of printing.

#### PRIMARY AND ELECTION STATUTES.

Some of the provisions of the new primary law and of the election law which was enacted by the people two years ago are badly involved and seem to be in direct conflict. These irregularities should be corrected by amendment.

For instance: One Section of the Statutes requires that the vote on initiative measures shall be opened within thirty days after the election. Another requires that the votes on constitutional amendments and for State officials shall be opened on the first Monday in December. All of the returns are transmitted in the same envelope. It is impossible to comply with both statutes. This is merely one of the several instances of conflict.

#### COMPENSATION.

The subject of workmen's compensation has been before the people of Montana in various forms for some years. Two years ago the Legislature wrestled with it throughout the session. Thereafter a Bill was initiated and presented to the people at the recent election. The proposed measure was defeated. It is



evident, however, that the principle of compensation was not defeated, and that the defeat went merely to the provisions of that particular proposition.

The theory of compensation has been put into operation successfully in different states in the Union, and whereas two years ago it was more or less of an experiment, today I think it may be considered as a demonstrated success wherever it has been rationally employed. The opponents of the recently initiated measure did not assume an attitude of antagonism to all forms of workmen's compensation, but openly stated they favored a reasonable and just compensation law.

That being the case, it would seem to me that it is incumbent upon this Legislature to enact a reasonable, fair and proper compensation act. It should not be radical, because the people have declared they do not desire a radical law. On the other hand, a weak and inefficient law would be just as unpopular. The Legislature should take the matter in hand and enact a law that will be fair to employe and employer and to the public in general.

#### ELECTION OF UNITED STATES SENATORS BY THE PEOPLE.

After many years of persistent endeavor the law has finally been changed and United States Senators are elected by direct vote of the people. I have no doubt that the members of this Legislature and of Legislatures in general will feel a sense of relief by reason of this provision. While the people must elect United States Senators by direct vote, most states have enacted a statute providing for temporary appointments in case of a vacancy occurring between elections. Otherwise, one of two contingencies must prevail; either the State is denied representation or a special election must be held, involving the incidental expense. Practically all of the States provide by statute for appointment by the Governor, the appointee to hold until the succeeding general election. This matter is respectfully suggested as one meriting your attention.

#### PANAMA-PACIFIC AND SAN DIEGO EXPOSITIONS.

Two years ago the Thirteenth Legislative Assembly was unable to make appropriations for the Panama-Pacific and San Diego Expositions. The state of the treasury would not admit of the required appropriations. Both Houses, shortly before adjournment, passed House Concurrent Resolution No. 4, introduced by Cutts, providing for the appointment of a commission, to serve without pay, to solicit and receive contributions of money from counties, cities, towns, civic organizations, individuals and corporations and to administer such funds for collection, establishment and maintenance of proper exhibits and representation at these Expositions.

The Governor appointed a commission of fifteen. Later the commission was reduced to three members, consisting of Hon. David Hilger of Lewistown, Hon. F. S. Lusk of Missoula, and Hon. Frank A. Hazelbaker of Dillon. These men have proceeded to raise money in various ways and have a good working fund. They are installing exhibits at both Expositions.

You will be called upon to assist in this matter in a financial way. While the State is not in a position to expend much money in this most laudable work, at the same time your attention is directed to the possible necessity of making provision for the expenditure of a reasonable amount of State money, if in your opinion the finances of the State will justify such expenditure.

#### GRAIN INSPECTION DEPARTMENT.

The Thirteenth Legislative Assembly enacted a law providing for the establishment of a Grain Inspection Department. The law has not proven satisfactory by reason of certain mistakes and uncertainties incident thereto. I would respectfully suggest that suitable amendments should be incorporated therein.

#### TAX COMMISSION.

The last Legislature enacted a Tax Commission law. This law has been in effect for more than a year and a half and has resulted in considerable benefit to the State. However, it has not been possible to achieve the maximum of benefit contemplated.



In my message of two years ago I recommended that there should be a constitutional amendment relative to taxation.

The 1913 law provided for the appointment of county tax commissioners. These commissioners have never been appointed. In the opinion of the State Tax Commission undue expense would have resulted and no adequate benefits would have been forthcoming. The law is ambiguous and uncertain in some particulars and should be amended. However, as I have heretofore suggested, a suitable constitutional amendment may be properly proposed and submitted.

#### INDETERMINATE SENTENCE.

During the past two years I have devoted a great deal of time to the investigation of conditions and inmates of the penal institutions of this State. The State prison is in good condition and is conducted on business lines. However, I am convinced that suitable legislative enactment should obtain in order to admit of working the prisoners under conditions more favorable than can be done at the present time. The men should not be worked in competition with free labor, but there are many things that they can do without coming into competition with that class of labor.

During the past two years the State Board of Prison Commissioners has employed the men in road work and in construction of buildings for the State. The crowded condition of the Asylum for the Insane has been very materially relieved by buildings constructed by the prisoners under the direction of a free superintendent. The necessary expense has been paid from the maintenance fund of the asylum.

It seems to me but humane that these men should be given some consideration for their work. I have endeavored to reward them by reductions, commutations and pardons wherever it seemed to me that they had earned the same, and in addition thereto had evidenced a disposition and determination to reform and make good in the world. In this connection I would respectfully suggest the enactment of an indeterminate sentence law such as exists in many States of the Union.

#### STATE INSTITUTIONS GENERALLY.

It does not seem necessary to enter into a detailed report of the different State institutions. Each has made a report, and these reports will be forthcoming and at your disposal during the session. You are urged to read them carefully and study the needs of the institutions, so as to be the better enabled to vote on questions having to do with appropriations and other incidental matters.

In this connection it has occurred to me that the volume of business to be done by the present Legislature is not so extensive as to demand the constant presence of the members at the State Capitol, and in view of that fact it would seem to me that no better or more profitable course could be pursued than that of inspection and examination of the different institutions, the buildings and grounds in connection therewith. The institutions are nearly all located within a convenient distance of the State Capital and I am sure that a trip to any or all of these institutions will prove generally beneficial and personally pleasant.

#### OTHER STATE DEPARTMENTS.

Other departments of State have accomplished splendid results. Reports therefrom will be furnished to you, and I earnestly recommend your careful perusal thereof. Reforms will be required along certain lines and your attention will be called to these matters in later messages. I shall not attempt to burden you at this time by minute detail.

#### AGRICULTURAL EXTENSION WORK.

On May 8, 1914, the Congress of the United States passed what is known as the Lever Agricultural Extension Act, sometimes called the Smith-Lever Act. Under the provisions of this Bill, and in order to make it effective, the Legislature of the State was required to assent thereto on behalf of the State; or, in case of the vacation of the Legislature, the assent of the Governor was sufficient until the Legislature should convene. I gave formal assent to the Bill and the matter is respectfully referred to your honorable body for appropriate action, the assent given by the Governor being effective only during the vacation.

## DISTRIBUTION OF FOREST RESERVE MONEYS.

Considerable uncertainty exists in this State relative to the distribution of forest reserve receipts. Past Legislatures have attempted to make provision for the distribution of these moneys, but the Attorney General is of the opinion that no adequate legal provision now exists in the law for the proper distribution. It is, therefore, important that you should look into the matter and make suitable enactment.

## HERD LAW.

As the State is settled up and the industries become varied, there is more and more conflict of interests. There has been a good deal of agitation relative to what is known as herd law. I am convinced that the enactment of a general herd law, such as exists in some of the older States, would prove disastrous. However, your attention is called to the fact that a local option herd law might be worked out with great benefit to certain sections of the State and with no injury to other sections differently located and not requiring the benefits of such a law.

## FREE SEED.

Numerous applications have been made to the different State departments for relief along the line of seed for farmers in drought-stricken districts of the State. It is only fair to say that good crops were raised and harvested in most sections of Montana in both 1913 and 1914. However, there are some sections where assistance would be thankfully received and worthily bestowed, if it can be legally accomplished.

## FOOT AND MOUTH DISEASE.

No great pestilence or catastrophes have been visited upon the State of Montana, its people or its industries within the past two years. However, the recent outbreak of foot and mouth disease threatened great disaster. Prompt and efficient action on the part of the Government and the State departments has very largely removed danger from that source. Some of the results of this dreaded disease may be presented to you for appropriate consideration.

## WHEN LAWS SHALL TAKE EFFECT.

The Secretary of State very appropriately suggests that the laws enacted at this Session of the Legislature shall become effective not upon approval, as has been the custom in the past, but somewhat later in the year, perhaps as late as the middle of May or the first of June. Of course, this should not apply to emergency measures and appropriation bills, but in all general legislation the suggestion of the Secretary of State may be adopted with safety and propriety.

It is highly important that the people of the State should have in their possession copies of the laws when they become effective. No man can observe a law about which he knows practically nothing. Of course, we are supposed to know the law the minute it is approved by the Governor, but that is fiction. Much confusion obtains between the time the laws are approved and the time when the Session Laws are distributed to the Public. No damage can follow in ordinary cases if the enactments are made to become effective about the time of the distribution of the Session Laws.

## ENROLLED MILITIA.

Complying with the provisions of the Statutes I have the honor to advise you that, according to the returns of the County Assessors of the several counties of the State, the number of able-bodied male citizens qualified for the performance of military duty is 52,815.

## DISBURSEMENTS BY THE GOVERNOR.

In accordance with the provisions of the Constitution, I submit the following statement of moneys belonging to the State and received by the Governor and by him paid to the State Treasurer, for the biennial period ended November 30, 1914:

5 per cent. Government land sales .....	\$ 61,736.43
25 per cent. Government forest receipts.....	158,824.21
U. S. Aid to State Soldiers' Home.....	16,000.00
Total .....	<u>\$236,560.64</u>

## CONCLUSION.

In closing, permit me to impress upon you the fact that the taxpayers of this State are not demanding the creation of new offices or the passage of many new laws. You will be promoting your own best interests when you heed the wish of the people in this as well as in other respects. Reduce the number of your own employes, refuse to create new offices to be a charge upon the taxpayers, pass only such laws as really necessary, transact the routine business, and adjourn in a timely and dignified manner. If you do this, your work will be well done and gratefully received by the public."

S. V. STEWART, Governor.

A motion by Macdonald of Flathead was unanimously adopted that the Printing Committee of the House be instructed to furnish 2,000 printed copies of the Governor's message for the use of the Senate and House.

On motion of Senator Muffly, the Joint Assembly was dissolved and the Senate retired from the Floor of the House.

House resumed.

Mr. Speaker in the Chair.

Day reported that the Honorable Senate had been duly notified that the House was organized and ready for business.

On motion of Phillips, Mr. Speaker was authorized to engage a stenographer temporarily, for his use in selecting Committees.

Mr. Speaker announced the appointment of Miss McVeigh of Hill County, in accordance with the above motion.

On motion of Day, the Honorable Senate was invited to participate in a Joint Session of the Senate and the House in the Hall of the House on Thursday, January 7th, at 2:00 o'clock P. M. for the purpose of listening to an address on Education by Dr. A. C. Monahan, Specialist on Rural Education of the U. S. Department of Education.

On motion by Day, the Speaker was instructed to appoint a special Committee to confer with the State Capitol Commission, with a view to improving the acoustic properties of the House, if possible.

On motion of Eliel, duly carried, the further order of business was suspended by unanimous consent.

At 1:00 P. M. on motion of Eliel, the House adjourned until 11:00 A. M. Wednesday, January 6th.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## THIRD DAY.

Wednesday, January 6, 1915.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and quorum found present.

Shott of the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that the Journal has been carefully read and recommend that it be approved."

Report adopted.

Mr. Speaker named Day, MacDonald of Flathead and Collins as the Committee to consult with the Capitol Commission with the hope of improving the acoustic properties of the House.

The following standing Committees were appointed by Mr. Speaker:

Affairs of Cities: McNally, Chairman, Silver Bow; Burnett, Fergus;



Healey, Park; Doner, Silver Bow; Kiley, Silver Bow; Hogan, Deer Lodge; Fousek, Cascade; Carpenter, Rosebud; Eliel, Beaverhead; Baldwin, Carbon; Baxter, Meagher; Rixon, Yellowstone; Smith, Lewis and Clark.

Agriculture: Cavitt, Chairman, Toole; Fishbaugh, Chouteau; Phillips, Fergus; Burns, Cascade; Lord, Richland; Nutting, Yellowstone; Hawkes, Wibaux; Rainey, Dawson; Marsh, Flathead; Crismas, Carbon; Gladden, Sanders; Moore, Powell; Sales, Gallatin; Wallin, Rosebud; Parker, Park.

Fairs and Expositions: Prosser, Chairman, Lewis and Clark; Choiniere, Silver Bow; Searles, Mineral; Flanigan, Silver Bow; Fousek, Cascade; Sullivan, Jefferson; Carlier, Deer Lodge; Smith, Lewis and Clark; Schrupp, Musselshell.

Fish and Game: Searles, Chairman, Mineral; Wilde, Flathead; Wells, Custer; Vidal, Cascade; Anderson, Fergus; Healey, Park; Phillips, Fergus; Page, Granite; Johnson, Ravalli; Sales, Gallatin; Eliel, Beaverhead; Schanck, Lincoln; Baxter, Meagher.

Highways: Healey, Chairman, Park; Carpenter, Rosebud; Lord, Richland; Johnson, Ravalli; Marsh, Flathead; McMahon, Silver Bow; Einsel, Fallon; Crismas, Carbon; Hogan, Deer Lodge; Harper, Ravalli; Sedgwick, Chouteau; Easton, Sheridan; Schanck, Lincoln; Booth, Cascade; Rundle, Valley.

Horticulture: Crismas, Chairman, Carbon; McCarthy, Broadwater; Willis, Valley; Macdonald, Flathead; Johnson, Ravalli; Gallagher, Yellowstone; Corwin, Stillwater; Smith, Missoula.

Irrigation and Water Rights: Guinn, Chairman, Big Horn; Nutting, Yellowstone; Crismas, Carbon; Sullivan, Jefferson; Wells, Custer; Sanderson, Yellowstone; McDonald, C. S., Teton; Rundle, Valley.

Judiciary: Dwyer, Chairman, Silver Bow; Anderson, Fergus; Day, Lewis and Clark; Guinn, Big Horn; Johnson, Ravalli; Morris, Hill; Mason, Missoula; Rainey, Dawson; Ostle, Blaine; Mackel, Silver Bow; Gallagher, Yellowstone; Schmidt, Chouteau; Higgins, Missoula; Smith, Lewis and Clark; Coburn, Teton.

Livestock and Public Ranges: Wells, Chairman, Custer; Hawks, Wibaux; Carpenter, Rosebud; Franklin, Sweet Grass; Willis, Valley; Einsel, Fallon; Guinn, Big Horn; Burnett, Fergus; Bent, Carbon; Scott, Yellowstone; Gladden, Sanders; Baxter, Meagher; McDonald, Teton; Moe, Dawson.

New Counties and Divisions: Carpenter, Chairman, Rosebud; Guinn, Big Horn; Einsel, Fallon; Mansur, Flathead; Minnick, Valley; Mason, Missoula; Nutting, Yellowstone; Kelly, Custer; Collins, Custer; Baxter, Meagher; Rasmussen, Dawson; Lusk, Missoula; Shrupp, Musselshell.

Railroads and Transportations: Lemmon, Chairman, Deer Lodge; Lord, Richland; Wilde, Flathead; Einsel, Fallon; Foltz, Silver Bow; Flanigan, Silver Bow; Graybeal, Gallatin; Shott, Madison; Crismas, Carbon; Gallagher, Yellowstone; Baldwin, Carbon; Sales, Gallatin; Rasmussen, Dawson; Corwin, Stillwater; Parker, Park.

#### NOTICES OF BILLS.

The following notices were given:

By Hayes: A Bill for an Act entitled, "An Act to provide for the assistance and support of women whose husbands are dead or are inmates of some Montana State Institution or who are physically or mentally unable to work and who have a child or children dependent for support wholly or partly upon their labor."

By Day: A Bill making an appropriation to defray the expenses of an exhibition of the State's resources at the Panama-Pacific Exposition at San Francisco.

By Wells: A Bill for an Act entitled: "An Act to repeal Chapter 112 of the Session Law of 1911, as amended by Chapter 133 of the Session Laws of 1913, relating to the creation, organization and classification of new counties."

By Higgins: A Bill for an Act entitled: "An Act to repeal Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly relating to a Tax Commissioner."

By McNally: A Bill to regulate and govern the Sanitary conditions under which Kalsomine and Wall Paper may be applied.

By McNally: A Bill to provide for the payment of wages for employes semi-monthly.

By Higgins: A Bill for an Act entitled: "An Act for the submission to



the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions."

By Hills: A Bill for an Act entitled: "An Act relating to the duties, fees and compensation of sheriffs; amending sections 3139, 3152 and 3167 of the Revised Codes of Montana; and repealing Sections 3137 and 3138 thereof."

By Higgins: A Bill for an Act entitled: "An Act to amend Sections 7561, 7563, 7564, 7567, 7568 and 7570 of the Revised Codes of the State of Montana for 1907, relating to the sale of real property belonging to the estates of deceased persons."

By Higgins: A Bill for an Act entitled: "An Act to amend Section 6382 of the Revised Codes of Montana for the year 1907, relating to the qualifications and examination to practice law."

By Moe: An Act to regulate the practice of barbering, the licensing of persons to carry on such practice and to insure the better education of such practitioners in the State of Montana.

By Kelly: A Bill for an Act entitled: "An Act making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown on ledger of said Commission and providing for the payment thereof."

By Searles: A Bill for an Act entitled: "An Act providing for the protection and safety of railway or railroad employees engaged in the operation of freight trains within the State of Montana, and making unlawful certain acts of requirements by railway or railroad companies operating any freight train or trains within the State, and providing a penalty for the violation of the same."

By Hills: A Bill for an Act entitled: "An Act pertaining to slaughtered fowl, poultry, birds, and wild game, and to the sale, shipment, consignment, storage and handling thereof, and to dealing therein; and providing penalties for its violation."

### INTRODUCTION OF BILLS.

The following bills were introduced without previous notice:

By MacDonald of Flathead: A Bill for an Act entitled: "An Act to appropriate money for the payment of Mileage and Per Diem of the Members of the Fourteenth Legislative Assembly of the State of Montana."

By Day: A Bill for an Act entitled: "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana."

By Wells: A Bill for an Act entitled: "An Act making an appropriation of money for the incidental expenses of the Fourteenth Legislative Assembly of the State of Montana."

On motion of Johnson, duly seconded and carried, a Committee consisting of Marsh, Foltz and Sales was appointed to segregate the Governor's message and parcel it out to the respective Committees.

### REPORTS OF STANDING COMMITTEES.

McCarthy from the Committee on House Employees reported as follows:

"Mr. Speaker: We, the undersigned, your Committee on House Employees, respectfully submit this report for your consideration:

The Committee met at 3:30 p. m., January 5th, 1915, and upon being called to order by the Chairman, organized and proceeded to consider the necessity of employing suitable persons for the performance of the various duties that would aid and assist the members of the House of Representatives to properly and expeditiously perform the many duties now incumbent upon them. It has been the sole aim of your Committee to only recommend those positions to be filled which seem at this time to absolutely require it, and the selections hereinafter mentioned have been concurred in by the members of this Committee after carefully considering the person decided upon. In so doing, particular attention has been given to the ability and skill of the various persons selected. However, while it has been our aim to recommend only those whom we think well qualified to perform the work for which they are selected, we would be pleased to be promptly advised whenever any member discovers that any employe is inefficient in the work for which he or she is employed. In that manner, and only in that manner can full value be obtained for the money expended in salaries.

In the general employment of the Committee Clerks, your Committee recommends that until the work of the respective Committee becomes sufficiently heavy to occupy the whole time of a Committee Clerk, that no clerk be assigned to any particular Committee, but that all clerks be instructed to work under the supervision of the Chief Clerk.

In accordance with the recommendations above outlined, your Committee further recommends the employment of the following:

Printing Clerk, F. H. Averill; Clerks and Stenographers, Agnes DeMers, Nell Sheehan, Alice McKay, Nettie Teague, Myrtle Dixon, Anna Breidenbach, Daniel Hanley, Helen Sherry, Mary Menshaw, Florence Coffin, Don MacDonald, Laura Winkler, Fortunette Richott, C. M. Crutchfield, Jr. And the following for watchman in charge of the cloak room, William Murray.

Dated January 6th, 1915

Respectfully submitted.

GENE M. MCCARTHY, Chairman."

The following Resolution was introduced by Lord:

"The Rules of the House of the Thirteenth Legislative Assembly having been adopted as temporary Rules of the House of the Fourteenth Legislative Assembly until such time as new Rules shall be formulated, I hereby move you, Mr. Speaker, that Rule Eight of the Rules of said Assembly, relating to Committees, be amended to include an additional Committee on Equal Suffrage and that said amendment be made permanent and be included in the Rules of the House of the Fourteenth Legislative Assembly, said Committee to consist of three members." Referred to the Committee on Rules.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to which was referred the applications to furnish a printed report of the proceedings, have considered the matter and are of the opinion that the purpose of such report can be served by the preparation by the Journal Clerks of a carbon copy of the Journal, to be kept on file for the use of the members and that a mimeograph weekly report of the status of Bills can be prepared by the Bill Clerk without any extra costs to the State. For these reasons, we recommend that the application be rejected.

DAY, Chairman."

Report adopted.

#### READING OF HOUSE BILLS.

House Bill No. 1 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 2 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 3 read first and second time at length and referred to the Committee on Appropriations.

At 12:05 p. m., on motion of Day, the House adjourned until 11:00 a. m., Thursday, January seventh.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FOURTH DAY.

Thursday, January 7, 1915.

#### MORNING SESSION.

House met pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll was called and all members found present.

On motion of Shott, the following report was adopted:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the third day and find same to be correct.

(Signed) SHOTT, Chairman."

#### COMMUNICATIONS.

A communication from Hon. A. M. Alderson, pertaining to the employment of

Janitors, was read and upon motion of McCarthy, the House Employes Committee was instructed to confer with the Secretary of State.

### NOTICE OF BILLS.

The following notices were given :

By Morris: A Bill for an Act entitled: "An Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by National and State Banks and Banking Corporations and the assessment for taxation purposes and the payment of taxes on shares of stock in National and State Banks and Banking Corporations, and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict therewith."

By Mason: A Bill for an Act providing for the creation and enforcement, the filing, renewal and foreclosure of liens, defining the rights of lienors; how liens are perfected, what property is affected thereby; how leasehold interests are affected; the priority of liens; prescribing the procedure and practice in foreclosure proceedings, and repealing Sections 7290 to 7301, inclusive, of the Revised Codes of Montana of 1907.

By Mason: A Bill entitled: "An Act to amend Sections 8871, 8872, 8873 and 8874 of Part 1, Title XVI, Chapter 11 of the Revised Codes of Montana, 1907, being an Act approved March 18th, 1895, relating to noxious weeds and providing a method for the destruction of same, and fixing the responsibility therefor, and to add to said Act, Sections 8874A, 8874B, 8874D, 8874E, and 8874F."

By Mason: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana an amendment to Sections 2 and 5 of Article XII of the Constitution of the State of Montana, relating to revenue and taxation."

By Easton: A Bill for an Act entitled: "An Act to provide how costs shall be assessed and paid in actions of mandamus, review prohibition and supervisory control, when brought against an officer of the State, County, City or Town, Township or School District, for the act, or omission of such officer to act, and making it the duty of the Attorney General of the State, when requested by such officer of the State to defend such action, and the duty of the County Attorney of the County, when requested by such officer of the County, Town, Township, or School District, to defend such action against any officer of the County, or of any Township or School District in such County."

By Rasmussen: A Bill for an Act amending Paragraph 4 of Chapter 5, of the Highway Law, enacted by the 13th Legislative Assembly of the State of Montana. This Bill relates to the letting of contracts for bridges and submitting plans and specifications for same.

By Bechtel: A Bill making all regular State, County and City elections legal half holidays.

By Gallagher: A Bill for an Act entitled: "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens."

By Higgins: A Bill for an Act entitled: "An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislature of the State of Montana, relating to the creation of the office of Chancellor of our State Educational Institutions."

By Mackel: A Bill providing that the right to vote or to hold office is to be unconditional by property qualifications, or by the payment of taxes in money or labor.

By McNally: A Bill for an Act to provide for a stay of sale or execution in case of foreclosure of mortgage on real property.

By Mansur: A Bill for an Act entitled: "An Act to amend Section 4846 of the Revised Codes of Montana of 1907, relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States."

By Mansur: A Bill for an Act entitled: "An Act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof."

\* By Morris: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article 12 of the Constitution of the State of Montana, creating a County Board of



Equalization, and a State Board of Equalization and prescribing the powers, authority, and duties of such respective Board."

By Kelly: A Bill for an Act entitled: "An Act to provide for the creation, organization, and classification of new counties, for locating the County Seats for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties, and other counties, and providing penalties for the violation thereof."

By Kent: A Bill to provide for the erection of a twine factory at the State Prison, and to provide for the manufacture of twine by the prisoners and the sale thereof.

By Rixon: A Bill for an Act entitled: "An Act authorizing City and Town Councils to buy or condemn real estate whether inside or outside of the corporate limits of the City or Town, for park purposes, and to issue bonds of the City or Town for the purpose of paying for and improving such parks."

By Fishbaugh: A Bill for an amendment to Section one of Chapter 133 of the 1913 Session Laws relative to the organization and classification of new counties.

By Graybeal: A Bill for an Act entitled: "An Act requiring railroad companies to cleanse and disinfect all stock cars before or upon entering the State of Montana."

By Johnson: A Bill for an Act to repeal the provisions of Chapter 78 of the Session Laws of the Thirteenth Legislative Assembly relating to the State Highway Commission.

By Johnson: A Bill for an Act to repeal the provisions of Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly, relating to a State Tax Commission.

By Johnson: A Bill for an Act to provide for the construction of a Fish Hatchery in Ravalli County, Montana.

By Lemmon: A Bill for an Act entitled: "An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of Montana of 1907."

Mr. Speaker appointed the following Committees:

Apportionment and Representation: Sullivan, Chairman, Jefferson; Foltz, Silver Bow; Bent, Carbon; Dwyer, Silver Bow; McCarthy, Broadwater; McNally, Silver Bow; Harmon, Gallatin; Rixon, Yellowstone; Coburn, Teton.

Banks and Banking: Franklin, Chairman, Sweet Grass; Einsel, Fallon; Morris, Hill; Marsh, Flathead; Fishbaugh, Chouteau; Hall, Madison; Baxter, Meagher; Smith, Missoula; Scott, Yellowstone; Parker, Park; Wallin, Rosebud; Hedrick, Fergus; Gladden, Sanders.

Conservation of Resources: Hawks, Chairman, Wibaux; Fishbaugh, Chouteau; Rainey, Dawson; McMahon, Silver Bow; Stone, Cascade; Crismas, Carbon; Gladden, Sanders; Hedrick, Fergus; Bechtel, Silver Bow.

Corporations other than Municipal: Johnson, Chairman, Ravalli; Foltz, Silver Bow; McCarthy, Broadwater; Burns, Cascade; Page, Granite, Day, Lewis and Clark; Ostle, Blaine, Prosser, Lewis and Clark; Baldwin, Carbon; Gladden, Sanders; Parker, Park.

Dairying: Bompert, Chairman, Lewis and Clark; McCarthy, Broadwater; Johnson, Ravalli, Crismas, Carbon; Graybeal, Gallatin; Lord, Richland; Henry, Chouteau, Harper, Ravalli; Parker, Park.

Development and Publicity: Flanigan, Chairman, Silver Bow; Day, Lewis and Clark; Wells, Custer; Macdonald, Flathead; Healey, Park; Fousek, Cascade; Rasmussen, Fergus; Easton, Sheridan; Schrupp, Musselshell.

Education: Rainey, Chairman, Dawson; Dwyer, Silver Bow; Cavitt, Toole; Minnick, Valley; Marsh, Flathead; Morris, Hill; Day, Lewis and Clark; Phillips, Fergus; Harmon, Gallatin; Hills, Missoula; Easton, Sheridan; Eliel, Beaverhead; Collins, Custer.

Engrossment: Doner, Chairman, Silver Bow; Lemmon, Deer Lodge; Burnett, Fergus; Graybeal, Gallatin; Vidal, Cascade; Healey, Park; Booth, Cascade; Wallin, Rosebud; Schmidt, Chouteau.

Enrollment: Choiniere, Chairman, Silver Bow; Phillips, Fergus; Kelly, Custer; Jorgenson, Cascade; Hogan, Deer Lodge; Corr, Silver Bow; Harmon, Gallatin; Booth, Cascade; Rixon, Yellowstone.



Federal Relations: Nutting, Chairman, Yellowstone; Cavitt, Toole; Guinn, Big Horn; Mason, Missoula; Franklin, Sweet Grass; Bent, Carbon; Mackel, Silver Bow; Corwin, Stillwater; Hills, Missoula.

Improvements and Manufacturing: Burns, Chairman, Cascade; Nutting, Yellowstone, Kelly, Custer; Eliel, Beaverhead; Harper, Ravalli; Mackel, Silver Bow; Hills, Missoula.

Insurance: Willis, Chairman, Valley; Day, Lewis and Clark; McCarthy, Broadwater; Burns, Cascade; Burnett, Fergus; Cavitt, Toole; Johnson, Ravalli; Graybeal, Gallatin; Collins, Custer; Baxter, Meagher; Baldwin, Carbon; Rixon, Yellowstone; Easton, Sheridan.

Internal Improvements: Kiley, Chairman, Silver Bow; Anderson, Fergus; Ostle, Blaine; Marsh, Flathead; Prosser, Lewis and Clark; Vidal, Cascade; Easton, Sheridan; Gallagher, Yellowstone; Moe, Dawson.

Journal: Shott, Chairman, Madison; Fishbaugh, Chouteau; Guinn, Big Horn; Bompert, Lewis and Clark; Rundle, Valley; Bechtel, Silver Bow; McDonald, Teton.

Labor: Kelly, Chairman, Custer; Choiniere, Silver Bow; Doner, Silver Bow; Kiley, Silver Bow; Wells, Custer; Lemmon, Deer Lodge; Corr, Silver Bow; Bent, Carbon; Foltz, Silver Bow; Shott, Madison; Carlier, Deer Lodge; Eliel, Beaverhead; Bechtel, Silver Bow; Sedgwick, Chouteau; Sales, Gallatin.

Libraries: Fishbaugh, Chairman, Chouteau; Day, Lewis and Clark; Morris, Hill; Shott, Madison; Macdonald, Flathead; Eliel, Beaverhead; Rasmussen, Dawson; Higgins, Missoula; Hills, Missoula; Smith, Lewis and Clark.

Military Affairs: Ostle, Chairman, Blaine; Einsel, Fallon; Graybeal, Gallatin; Wells, Custer; Johnson, Ravalli; Crismas, Carbon; Gallagher, Yellowstone; Smith, Lewis and Clark; Hall, Madison.

Mines and Mining: McMahon, Chairman, Silver Bow; Doner, Silver Bow; Kiley, Silver Bow; Cavitt, Toole; Lemmon, Deer Lodge; Corr, Silver Bow; Macdonald, Flathead; Page, Granite; Smith, Missoula; Schanck, Lincoln; Moore, Powell; Mackel, Silver Bow; Booth, Cascade;

Printing: Einsel, Chairman, Fallon; Phillips, Fergus; Hawks, Wibaux; Carpenter, Sweet Grass; Fishbaugh, Chouteau; Bechtel, Silver Bow; Harmon, Gallatin; Lusk, Missoula; Schmidt, Chouteau.

Privileges and Elections: Graybeal, Chairman, Gallatin; Burnett, Fergus; Morris, Hill; Wells, Valley; Franklin, Sweet Grass; Fishbaugh, Chouteau; Rainey, Dawson; Lusk, Missoula; Mackel, Silver Bow; Easton, Sheridan; Henry, Chouteau.

Public Morals, Charities and Reforms: Bent, Chairman, Carbon; Page, Granite; Flanigan, Silver Bow; Bechtel, Silver Bow; Rixon, Yellowstone; Carlier, Deer Lodge; Hedrick, Fergus.

Public Utilities and State Commissions: Phillips, Chairman, Fergus; Macdonald, Flathead; Johnson, Ravalli; Shott, Madison; Ostle, Blaine; Lord, Richland; Dwyer, Silver Bow; Vidal, Cascade; McMahon, Silver Bow; Eliel, Beaverhead; Lusk, Missoula; Sanderson, Yellowstone; Parker, Park.

Rules, Joint Rules and Order of Business: Page, Chairman, Granite; Anderson, Fergus; Ostle, Blaine; Coburn, Teton.

Sanitary Affairs: Minnick, Chairman, Valley; Graybeal, Gallatin; McNally, Silver Bow; Vidal, Cascade; Ostle, Blaine; Macdonald, Flathead; Corwin, Stillwater; Rixon, Yellowstone; Smith, Missoula; Moe, Dawson; Moore, Powell.

State Boards and Officers: Anderson, Chairman, Fergus; Minnick, Valley; Morris, Hill; Sullivan, Jefferson; Bompert, Lewis and Clark; Fishbaugh, Chouteau; Einsel, Fallon; Gallagher, Yellowstone; Moe, Dawson; Harmon, Gallatin; Hall, Madison.

State Lands: Burnett, Chairman, Fergus; Marsh, Flathead; Stone, Cascade; Hawks, Wibaux; Fishbaugh, Chouteau; Einsel, Fallon; Sullivan, Jefferson; Page, Granite; Harmon, Gallatin; McDonald, Teton; Moore, Powell; Rundle, Valley; Gladden, Sanders.

State Institutions, Public Buildings and Grounds: Hogan, Chairman, Deer Lodge; Graybeal, Gallatin, McNally, Silver Bow; Jorgenson, Cascade; Fishbaugh, Chouteau; Nutting, Yellowstone; Shott, Madison; Bompert, Lewis and Clark; Collins, Custer; Higgins, Missoula; Scott, Yellowstone; Hedrick, Fergus; Eliel, Beaverhead.

Townships and Counties: Mason, Chairman, Missoula; Searles, Mineral;

Prosser, Lewis and Clark; Flanigan, Silver Bow; Wilde, Flathead; Sullivan, Jefferson; Franklin, Sweet Grass; Gladden, Sanders; Rasmussen, Dawson; Coburn, Teton; Cariber, Deer Lodge.

Waterways and Navigation: Mansur, Chairman, Flathead; Mason, Missoula; Willis, Valley; Fishbaugh, Chouteau; Lord, Richland; Nutting, Yellowstone; Sanderson, Yellowstone; Henry, Chouteau; Harper, Ravalli.

Report of Select Committee:

Marsh, Foltz and Sales of the Committee to segregate and parcel out the Governor's message to the respective Committees, reported as follows:

"Mr. Speaker: We, your Committee on Apportionment of the Governor's Message, beg leave to submit the following report:

We recommend for the consideration of the Ways and Means Committee: The matter of the Tax Commission Law and the distribution of the surplus funds from the State Athletic Commission.

For the Judiciary Committee: The matter of an Emergency State Police; the suspension from office for failure to perform duty; the changing of boundaries of Judicial Districts; the Farm Loans Law; the question of indeterminate sentence; and the question relating to Forest Reserve monies.

For the Committee on Appropriations: All matters relating to the compensation of the National Guard; and the question of appropriations for the Panama-Pacific Exposition.

For the Committee on Townships and Counties: The question of amending the law relating to the creation of new counties; and the question of supplying seed grain for farmers under certain conditions.

For the Committee on Public Morals, Charities and Reforms: The law relating to race-track gambling.

For the Committee on Banks and Banking: The question of new banking laws.

For the Committee on State Boards and Officers: The question of economy in the matter of public printing.

For the Committee on Privileges and Elections: The question of amendments to the Primary and Election Laws.

For the Committee on Federal Relations: The matter of the appointment of United States senators to fill vacancies occurring between elections.

For the Committee on Agriculture: Consideration of the Grain inspection Law; and of a Herd Law; also the matter of the Agricultural Extension work.

In regard to a Workmen's Compensation Law, we recommend that a special Committee, representing to as great an extent as possible the various interests involved, be appointed by the Chair for the consideration of all measures which may be presented to the Legislature upon this subject.

Respectfully submitted,

(Signed) FRANK R. MARSH,

(Signed) R. W. FOLTZ.

(Signed) W. H. SALES.

On motion of Phillips, the above report was amended to have that portion of the Governor's message relating to compensation referred to the Public Utilities Committee.

On motion of Wells, the above report was amended to have that portion of the Governor's message relating to the Herd Law referred to the Committee on Livestock and Public Ranges.

On motion of Day, the report was adopted as amended.

#### REPORTS OF STANDING COMMITTEES.

McCarthy from the Committee on House Employees reported as follows:

"Mr. Speaker: Your Committee on House Employees beg leave to report as follows: That we recommend the following names for employment in the respective positions assigned to them: Clerk of the Sergeant-at-Arms, Len P. Reed; Elevator Attendant, Richard Smith; Clerk of Printing Committee, James S. Duthie; Clerks and Stenographers, Harriet Sanders, E. Georgia Henry, Helen Moran, Agnes Shepard, Elizabeth Yeager."

On motion of McCarthy, the report was adopted.

Day of the Appropriations Committee reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 1, being a Bill for an Act entitled: "An Act to appropriate money for the payment of mileage and per diem of the members of the Fourteenth Legislative Assembly of the State of Montana," beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted and bill referred to the Committee on Printing.

Day of the Appropriations Committee reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 2, being a Bill for an Act entitled: "An Act making an appropriation of money for the incidental expenses of the Fourteenth Legislative Assembly of the State of Montana," beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted, and the bill was referred to the Committee on Printing.

Day of the Appropriations Committee reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 3, being a Bill for an Act entitled: 'An Act to appropriate money for the payment of the per diem of the Officers and attaches of the Fourteenth Legislative Assembly of the State of Montana,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted, and the Bill was referred to the Committee on Printing.

#### INTRODUCTION OF BILLS.

The following bills were introduced:

House Bill No. 4, by Hayes: A Bill for an Act entitled: "An Act to provide for the assistance and support of women whose husbands are dead or are inmates of some Montana Institution or who are physically or mentally unable to work and who have a child or children dependent for support wholly or partly upon their labor." Referred to the Committee on Labor.

House Bill No. 5, by Day: A Bill for an Act entitled: "An Act making an appropriation for the purposes of defraying the expenses of making an exhibition of the Arts, Industries, Resources, Manufactures, and Products of the Soil, Ranges, Mines and Forests of the State of Montana, at the Panama-Pacific International Exposition to be held at San Francisco, California, in the year 1915, and at the Panama-California Exposition, to be held at San Diego, in the year 1915." Referred to Committee on Appropriations.

House Bill No. 6, by Kelly: A Bill for an Act entitled: "An Act making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown on the ledger of said Commission and providing for the payment thereof." Referred to the Committee on Appropriations.

House Bill No. 7, by Mackel: A Bill for an Act entitled: "An Act to provide for the payment of wages of employes and to provide penalties for violations thereof." Referred to the Committee on Labor.

House Bill No. 8, by Hills: A Bill for an Act entitled: "An Act pertaining to slaughtered fowl, poultry, birds and wild game, and to the sale, shipment, consignment, storage and handling thereof, and to dealing therein; and providing penalties for its violation." Referred to the Committee on Fish and Game.

House Bill No. 9, by Hills: A Bill for an Act entitled: "An Act relating to the duties, fees and compensation of sheriffs, amending Sections 3139, 3152, and 3167 of the Revised Codes of the State of Montana; and repealing Sections 3137 and 3138 thereof." Referred to the Committee on State Boards and Officers.

House Bill No. 10, by Searles: A Bill for an Act entitled: "An Act providing for the protection and safety of railway or railroad employes engaged in the operation of freight trains within the State of Montana, and making unlawful certain acts or requirements by railway or railroad companies operating any freight train or trains within the State, and providing a penalty for the violation of the same." Referred to the Committee on Railroads and Transportation.

House Bill No. 11, by Wells: A Bill for an Act entitled: "An Act to repeal Chapter 112 of the Session Laws of 1911, as amended by Chapter 133 of the

Session Laws of 1913, relating to the creation, organization, and classification of new counties." Referred to the Committee on New Counties and Divisions.

House Bill No. 12, by Moe: A Bill for an Act entitled: "An Act to regulate the practice of barbering, the licensing of persons to carry on such practice and to insure the better education of such practitioners in the State of Montana." Referred to the Committee on Sanitary Affairs.

### READING OF BILLS.

House Bill No. 4 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 5 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 6 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 7 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 8 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 9 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 10 read first and second time by title only and referred to the Committee on Railroads and Transportation.

House Bill No. 11 read first and second time by title only and referred to the Committee on New Counties and Divisions.

House Bill No. 12 read first and second time by title only and referred to the Committee on Sanitary Affairs.

On motion of Macdonald of Flathead, the Printing Committee was instructed to have printed a number of passes to the Floor of the House and the Sergeant at Arms was instructed to enforce Rule No. 53, relative to the admittance of visitors to the Floor of the House.

On motion of Anderson, the Printing Committee was instructed to furnish the Members with printed lists of the several Committees.

By request, Mackel was excused Friday, January 8th and Saturday, January 9th, and Moe was excused during the forthcoming meeting of the State Medical Board, which will convene on Monday, January 11, 1915.

On motion of Phillips, the House recessed until 2:00 p. m.

### AFTERNOON SESSION.

House resumed.

Mr. Speaker in the Chair.

Mr. Speaker introduced Dr. A. C. Monahan, Rural Specialist of the U. S. Bureau of Education, who delivered an address on Rural Education.

On motion of Rainey, a vote of thanks was extended to Dr. Monahan.

On motion of Johnson, the House adjourned until 11:00 a. m. Friday, January 8, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

### FIFTH DAY.

Friday, January 8, 1915.

House met pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

A Committee from the Honorable Senate was admitted to the Bar of the House to notify the House that the Honorable Senate was duly organized and ready for business.

Mr. Speaker excused Henry.

Roll Called. Quorum present.

Shott of the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they



have examined the Journal of the Fourth Day and find same to be correct." Report adopted.

Einsel of the Printing Committee reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred House Bills Nos. 1, 2, and 3, beg leave to report that the same have been correctly printed." Report adopted.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole, after having received unanimous consent to suspend the order of business, for the consideration of general orders.

### GENERAL ORDERS.

Macdonald of Flathead in the Chair.

House resumed.

Mr. Speaker in the Chair.

Macdonald of Flathead from the Committee of the Whole, reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 1, a Bill for an Act entitled, 'An Act to appropriate money for the Mileage and Per Diem of Members of the Fourteenth Legislative Assembly of the State of Montana;' House Bill No. 2, a Bill for an Act entitled: 'An Act to appropriate money for the payment of the Per Diem of the Officers and Attaches of the Fourteenth Legislative Assembly of the State of Montana;' and House Bill No. 3, a Bill for an Act entitled: 'An Act making an appropriation of money for the Incidental Expenses of the Fourteenth Legislative Assembly of the State of Montana;' having had the same under consideration respectfully, report same back to the House with the recommendation that they be passed." Report adopted.

On motion of Day, the order of business was suspended and the House considered the third reading of bills.

Day moved that House Bills Nos. 1, 2, and 3 be considered properly engrossed and placed on third reading.

### THIRD READING OF BILLS.

House Bill No. 1 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Carpenter, Carlier, Cavitt, Coburn, Choinere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Shott, Shrump, Scott, Searles, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker,—89.

Noes: None.

Absent and not Voting: Burns, Hall,—2.

Excused: Henry, Mackel,—2.

Title agreed to and Bill transmitted to Senate for concurrence.

House Bill No. 2 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Carpenter, Carlier, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Healey, Hawks, Hedrick, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, Cavitt, McDonald, of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Coburn, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Shott, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker,—89.

Noes: None.

Absent and not Voting: Burns, Hall,—2.

Excused: Henry, Mackel,—2.

Title agreed to and Bill transmitted to Senate for concurrence.

On motion of Day, the third reading of Bills was suspended and the Bills were referred to the Honorable Senate.

### COMMUNICATIONS.

The following communication was received from His Excellency, the Governor: "The Speaker of the House of Representatives, House of Representatives, Helena, Montana.

I have the honor to transmit herewith the State Auditor's detailed estimate of receipts and expenditures of the State of Montana for the appropriation years ending February 29, 1916, and February 28, 1917.

S. V. STEWART, Governor."

On motion of Higgins, the above communication was referred to the Committee on Appropriations.

The following communication was also received from His Excellency, the Governor:

"The Speaker of the House of Representatives, House of Representatives, Helena, Montana.

In compliance with the provisions of the Constitution, I have the honor to transmit herewith a report of the Pardons, Commutations and Diminutions of Sentence granted since the time of the report to the Thirteenth Legislative

S. V. STEWART, Governor."

Mr. Speaker referred the foregoing communication to the Committee on State Boards and Officers.

### NOTICES OF BILLS.

The following notices of Bills were received.

By Schmidt: A Bill providing for a Seed Lien.

By Rasmussen: A Bill for an Act to amend Section Fourteen of Chapter One Hundred Twenty-two of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of Probation Officers in Judicial Districts, specifications of their duties and providing for their compensation.

By Easton: A Bill for an Act entitled: "An Act giving to the vendor of seed grains a lien upon the crops of the vendee grown therefrom, defining the nature, extent and scope of said lien and providing the manner of securing, enforcing and foreclosing the same."

By Vidal: A Bill for an Act to amend the Public Health Laws of the State of Montana in such a manner as to make possible the co-operation of adjoining city and county Boards of Health in the appointment of whole time Health Officers.

By Dwyer: A Bill for an Act entitled: "An Act providing for the number of deputies allowed all County Attorneys in counties of the first class, and fixing the amount of their salaries."

By Rasmussen: A Bill for an Act repealing a portion of paragraph Four of Section One Hundred Six of Chapter Seventy-six of the Session Acts of the Thirteenth Legislative Assembly of the State of Montana, a bill relating to the standards prescribed for promotion to the High School Department.

By Nutting: A Bill for an Act entitled: "An Act to provide for the construction and maintenance of drains and the assessment and collection of taxes thereon and repealing all acts and parts of acts heretofore existing and in conflict therewith."

By Kiley: A Bill for an Act entitled: "An Act relating to Coercing or compelling of persons not to join Labor Organizations or to cease membership in Labor Organizations, and providing for a penalty for the violation of this Act."

By Kent: A Bill for an Act entitled: "An Act to prevent hunting or carrying any kind of gun upon the lands of another, and to punish the violation thereof."

By Vidal: An Act to amend Sections 3, 7, 10 and 11, of Chapter 130, Session Laws of 1911, relating to the State Board of Health and defining the powers of the Secretary and eliminating Sections 4 and 5 of said Act, as the same are superseded by the weights and measures law and the State Dairy Commission law.

By Guinn: A Resolution memorializing Congress for the opening of the Crow Indian Reservation.

By Baldwin: A Bill for an Act entitled: "An Act to regulate the Public Service of Stallions and Jacks in Montana."

By Johnson: A Bill for an Act entitled: "An Act to prevent the re-marriage of either party to a divorce action within one year after decree of divorce is rendered, except however, that nothing therein shall prevent either party to such action from re-marrying each other at any time."

### REPORTS OF STANDING COMMITTEES.

Lord of the Committee on Mileage and Per Diem reported as follows:

"Mr. Speaker: I beg to report as Chairman of the Committee on Mileage and Per Diem, that the list of mileage for the members has been duly examined and found correct, and I do move that the report be adopted." Report adopted.

McCarthy of the Committee on House Employes, reported as follows:

"Mr. Speaker: Your Committee on House Employes desires at this time to submit to the House the recommendation of the Democratic Caucus for the appointment of the following Janitors: Thomas Hurley, G. F. McNaughton, F. J. Sullivan.

In view of the fact that there are 93 members of the House and that each member has more or less stenographic work, it has been found necessary to employ extra clerical help to the end that the business of the House may be properly transacted and to the end that the members of the House may be relieved of personally employing people to do the work absolutely necessary for the conduct of the business of this Legislature. Your Committee therefore recommends the following Clerks and Stenographers: Mary McBride, Minnie Delay, Katherine O'Donnell, Emma Reed, J. B. Hogan, Lucy Fluhr, Anna Carter, Mary Monahan, Mrs. McEvoy, Mrs. M. Mueller, Isabel Condon, Evelyn Keating, Catherine MacLeod, Ester M. Garrett, Frank Heyfron, Lillian Sullivan, Ellen Fletcher, C. A. Stewe, Lucy White, Helen Mooney, Bessie B. Little, Sarah Briscoe, Martha D. Fasel.

The Committee, also recommends the employment of Edna Leftwick, Clerk to Judiciary Committee; Francis Johns, Page to the Sergeant at Arms; Joe Bubser, Page to the Sergeant at Arms; Ella C. Ironsides, Stenographer; Dora Mottleson, Clerk to Committee on Agriculture.

Respectfully,  
GENE M. MCCARTHY Chairman."

On motion of McMahon, the foregoing report was amended by adding thereto a recommendation that Jerry Ferry be employed as Mail Clerk of the House. The report was adopted as amended.

Day of the Committee on Appropriations reported as follows:

"Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 5, being a Bill for an Act entitled: 'An Act making an appropriation for the purposes of defraying the expenses of making an exhibition of the Arts, Industries, Resources, Manufactures and Products of the soil, ranges, mines, and forests of the State of Montana, at the Panama-Pacific International Exposition to be held at San Francisco, California, in the year 1915, and at the Panama-Pacific Exposition, to be held at San Diego, in the year 1915,' beg leave to report the Bill back to the House with the recommendation that it do pass." Report adopted.

Page, Chairman of the Committee on Rules, Joint Rules and Order of Business, reported as follows:

"Mr. Speaker: We, the Committee on Rules, Joint Rules and Order of Business, having had under consideration the adoption of the Rules of the House for the Thirteenth Legislative Assembly, as permanent rules of the House for the Fourteenth Legislative Assembly, beg leave to report as follows:

We do hereby recommend that the Rules and Joint Rules of the House of the Thirteenth Legislative Assembly be made the permanent and regular Rules of the House for the Fourteenth Legislative Assembly, except that Section 1 of Rule No. 8 be amended to include a committee on Equal Suffrage, as one of the regular and permanent Committees of the House." Report adopted.

On motion of McNally, House Bill No. 7, which having been introduced without previous notice, was ordered to be taken from General Orders.

## INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 13, by Higgins: A Bill for an Act to Repeal Chapter 75 of the Thirteenth Legislative Assembly of the State of Montana, the Title of which is as follows: "An Act to Create and Appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect."

House Bill No. 14, by Higgins: "An Act to Repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: 'An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such Departments of said Institution as may hereafter be organized, shall constitute the University of Montana; providing for the control, and supervision thereof by the State Board of Education; authorizing said State Board to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component Institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such step and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various Educational Institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said Institutions; prescribing a seal for the University of Montana and its Custody, and the affixing of the same to certain documents, decrees, papers, and instruments defining the jurisdiction and authority of the Presidents of the Several Institutions composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act."

House Bill No. 15, by Fishbaugh: An Act entitled: "An Act to amend Section 1 of the Chapter 133 of the Session Laws of the Thirteenth Legislative Assembly of 1913."

House Bill No. 16, by Mason: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana, of an amendment to Sections 2 and 5 of Article XII of the Constitution of Montana, relating to Revenue and Taxation."

House Bill No. 17, by Rixon: A Bill for an Act entitled: "An Act authorizing City and Town Councils to buy or condemn Real Estate, whether inside or outside of the corporate limits of the City or Town, for park purposes, and to issue bonds of the City or Town for the purpose of paying for and improving such parks."

House Bill No. 18, by Gallagher: A Bill for an Act entitled: "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosure of said liens."

House Bill No. 19, by Johnson: A Bill for an Act entitled: "An Act to provide for the construction of a fish hatchery, for the propagation of food fish and other fish in Ravalli County, Montana, and to appropriate money therefor."

House Bill No. 20, by McNally: A Bill for an Act entitled: "An Act to provide for the payment of wages of employes and to provide penalties for violations thereof."

House Bill No. 21, by Morris: A Bill for an Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by National and State Banks, and Banking Corporations, and the assessment for taxation purposes and the payment of taxes on shares of stock in National and State Banks and Banking Corporations and repealing Sections 2503, 2504, and 2505 Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith."

House Bill No. 22, by Morris: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article XII of the Constitution of the State of Montana, creating a County Board of Equalization and a State Board of Equal-



zation and prescribing the powers, authority and duties of such respective Board."

#### READING OF HOUSE BILLS.

House Bill No. 13 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 14 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Bill No. 15, read first and second time by title only and referred to the Committee on New Counties and Divisions.

House Bill No. 16 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 17, read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 18 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 19 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 20 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 21 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 22 read first and second time by title only and referred to the Committee on Ways and Means.

#### MOTIONS.

On motion of Kelly, Mr. Speaker appointed a committee consisting of Hogan, Kelly and Corwin to examine the old typewriting machines and report back to the House a recommendation for procuring more machines if needed.

#### THIRD READING OF BILLS.

House Bill No. 3 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Burnett, Burns, Carpenter, Cariher, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Eishbaugh, Flanigan, Foltz, Fousek, Franklin, Cavitt, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Healey, Hawks, Coburn, Hedrick, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Marsh, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Shott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker,—85.

Noes: None.

Absent and not Voting: Hall, Kelly, Lemmon, Macdonald of Flathead, McNally, Phillips,—6.

Excused: Henry, Mackel,—2.

Title agreed to and Bill transmitted to Senate for concurrence.

The following Resolution, introduced by Cavitt, was adopted:

"Resolved: That the House of Representatives of the State of Montana here assembled, this 8th day of January, 1915, do adjourn until Noon January 11th, 1915, in memory of that great military genius and statesman, Andrew Jackson, whose life and acts were so valuable to "Our Country" in building the foundation for its future, perpetuating its safety and insuring its progress. How little at times as individual citizens do we appreciate or realize the value and necessity of our great men:

In reading the history of "Our Country" and analyzing the results, we find that four great men stand side by side in shaping and controlling the destiny of "Our Nation". George Washington, Thomas Jefferson, Abraham Lincoln, and Andrew Jackson.

Therefore, in memory of this Great General, Statesman and true American Citizen, we take this means of showing our sincere appreciation and affection."

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## EIGHTH DAY.

Monday, January 11, 1915.

## MORNING SESSION.

House met pursuant to adjournment at 12:00 M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present with the exception of Hall, Morris, and Moe, who was excused.

Shott of the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifth Day and find same to be correct."

On motion of Shott, report adopted.

## MESSAGES FROM SENATE.

The following communication was received from the Senate:

"Senate Chambers, Helena, Montana, January 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills Numbers 1 and 2, having been read three several times and concurred in, are herewith returned.

Respectfully,

NATHAN GODFREY, Secretary.

## REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and adopted:

"Mr. Speaker: Your Committee on Enrollment, to whom was referred House Bill No. 1, "An Act to appropriate money for the payment of Mileage and Per Diem of the Members of the Fourteenth Legislative Assembly of the State of Montana," beg leave to report the same correctly enrolled.

O. CHOINERE, Chairman.

"Mr. Speaker: Your Committee on Enrollment, to whom was referred House Bill No. 2, "An Act to appropriate money for the payment of the Per Diem of the Officers and Attaches of the Fourteenth Legislative Assembly of the State of Montana," beg leave to report the same correctly enrolled.

O. CHOINERE, Chairman."

Mr. Speaker at this time announced that he was about to sign House Bill No. 1, A Bill for an Act entitled, "An Act to appropriate money for the payment of mileage and Per Diem of the members of the Fourteenth Legislative Assembly of the State of Montana," and House Bill No. 2, A Bill for an Act entitled, "An Act to appropriate money for the payment of the Per Diem of the Officers and Attaches of the Fourteenth Legislative Assembly of the State of Montana."

Mr. Speaker thereupon signed the foregoing Bills in open Session.

## NOTICES OF BILLS.

The following notices were given:

By Wallin: A Bill for an Act entitled: "An Act to regulate the sales of Livestock on commission, to provide for the bonding of Livestock Commission Houses and sale yards, and providing for violation."

By Healey: A Bill for an Act entitled: "An Act for the Submission to the qualified Electors of the State of Montana, of an Amendment to Section 6, Article 13 of the Constitution of the State of Montana, relating to Indebtedness of Cities and Towns."

By Rasmussen: A Bill providing for the delivery of ballots and stamps by the County Clerk to the judges of election and for the delivery of the election returns to the County Clerk, amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547a, 583a, and 583b.

By Healey: "An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses."

By Mason and Mansur: A House Joint Memorial addressed to the Honorable Senate and House of Representatives of the United States in Congress assembled, and relating to an appropriation for the Flathead Indian Reservation, which is now pending in the House of Representatives.

By Lusk: An Act to repeal Chapter 47 of the Session Laws of the Thirteenth Legislative Assembly, relating to grain elevators, grain warehouses and grain inspections, and the creation of a grain inspection department.

By Macdonald (Flathead): An Act to provide for the Licensing of Architects, and regulating the practice of Architecture as a profession in the State of Montana.

By Choiniere: An Act to provide for the payment of wages of employes and to provide penalties for violation thereof.

By Anderson: A Bill for an Act entitled, "An Act to amend Section 3847 of the Revised Codes of Montana for 1907 relating to the cure of defects in Judicial sales of Real Property."

By Anderson: A Bill for an Act entitled: "An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the cure of defects in the sales of lands and personal property by executors, administrators and guardians."

By Day: An Act to amend Section 6278, Revised Codes of 1907, relating to term of Court.

By Day: An Act to amend Section 6312, Revised Codes of 1907, relating to holding of Court by Judges on request.

By Day: An Act to amend Section 6293, Revised Codes of 1907, relating to Rules of Court.

By Day: An Act to amend Sections 1474 and 1478, Revised Codes of Montana 1907, creating State Board of Health.

By Day: An Act amending Sections 2, 6, and 29, Chapter 57, Laws Twelfth Legislative Assembly, relating to method of calling an election for adoption of Commission form of Government.

By Bechtel: An Act to amend Section 8293 of the Revised Codes of Montana, relating to punishment for murder in the first degree.

By Rixon: An Act to provide for Free Text Books and School Supplies for use by all pupils in the Public Schools within the State of Montana; to authorize the raising of funds to defray the expense thereof; to prescribe regulations for the use by such pupils of such Text Books and Supplies; to prohibit any person connected with the Public Schools of the State of Montana from being beneficially interested in the sale of any Text Books or Supplies for use in such Public Schools; to provide penalty for the violation of this Act; and to Repeal Sections Numbered 1812 and 1813 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana.

By Mackel: An Act that all Public Schools and all public buildings used for school purposes are to be open for public use as common meeting places for certain purposes, and fixing penalties for a violation of its provisions.

By Hills: An Act to amend Sections 6520 and 6521 of the Revised Codes of the State of Montana for the year 1907, relating to Summons in District Courts.

By Hills: An Act to amend Sections 6998 and 7003 of the Revised Codes of the State of Montana for the year 1907, and to repeal Section 7002 thereof, relating to Summons in Justice of the Peace Courts.

By Higgins: An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly, relating to the increase of the number of Judges in the Fourth Judicial District of the State of Montana, thereby reducing the number of Judges in said Districts.

Mr. Speaker would not accept the resignation of Harper from the Committee on Improvements and Manufacturing.

Mr. Speaker requested all members to ask for leave of absence whenever they found it inconvenient to be present, in order that the business of the House might be properly conducted.

Mr. Speaker appointed the following Committees:

Equal Suffrage: Lord, Chairman, Richland; Bompert, Lewis and Clark; Mansur, Flathead; Stone, Cascade; Choiniere, Silver Bow; Hawks, Wibaux; Lemmon, Deer Lodge; Booth, Cascade; Sedgwick, Chouteau; Harper, Ravalli; Henry, Chouteau.

#### REPORTS OF STANDING COMMITTEES.

The following report was received from the Printing Committee:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of the Governor's Message, beg leave to report that the same has been returned correctly printed. Report adopted.

## INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 23, Dwyer: A Bill for an Act entitled: "An Act providing for the number of Deputies allowed all County Attorneys in Counties of the first class, and fixing the amount of their salaries."

House Bill No. 24, by Rasmussen: A Bill for an Act entitled: "An Act to amend Section 4 of Chapter 5 of Chapter 72, being an Act known as the General Highway Law, as enacted by the Thirteenth Legislative Assembly of the State of Montana, relating to the Letting of Contracts for Bridges and submitting Plans and Specifications for same."

House Bill No. 25, by Kelly: An Act to provide for the creation, organization and classification of new counties for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof."

House Bill No. 26, by McNally: A Bill for an Act entitled: "An Act to regulate and govern the sanitary conditions under which Kalsomine and Wall Paper may be applied to walls and ceilings of rooms in cities of first and second class, and providing for the administration and violation and provisions of this Act."

House Bill No. 27, by Higgins: A Bill for an Act entitled: "An Act to amend Sections 7561, 7562, 7563, 7567, 7568, and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons."

House Bill No. 28, by Mason: An Act to amend Sections 8871, 8872, 8873, and 8874 of Part 1, Title XVI, Chapter 11 of the Revised Codes of Montana, 1907, being an Act approved March 18th, 1895, relating to Noxious Weeds and providing a Method for the Destruction of same and fixing the responsibility therefor, and to add to said Act Sections 8874A, 8874B, 8874C, 8874D, 8874E, and 8874F.

House Bill No. 29, by Bechtel: A Bill for an Act entitled: "An Act declaring all Regular State, County and City Elections Legal Half Holidays."

## READING OF HOUSE BILLS.

House Bill No. 23 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 24 read first and second time by title only and referred to the Committee on Highways.

House Bill No. 25 read first and second time by title only and referred to the Committee on New Counties and Divisions.

House Bill No. 26 read first and second time by title only and referred to the Committee on Sanitary Affairs.

House Bill No. 27 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 28 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 29 read first and second time by title only and referred to the Committee on Privileges and Election.

## MOTIONS.

Day requested that the Resolution, relative to the enrollment of Bills, which was introduced by him on the first day of the Session, be referred to the Committee on Joint Rules.

Mr. Speaker granted the request.

On motion of Day, the House took a recess until 1:30 o'clock P. M.

## AFTERNOON SESSION.

House resumed at 1:30 o'clock P. M.

Mr. Speaker in the Chair.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana:

January Seventh, Nineteen Hundred Fifteen.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body



that the Senate was duly organized on the Seventh day of January, 1915, by the election of Senator J. E. Edwards as President pro tem, and the selection of the following Officers and Attaches: Nathan Godfrey, Secretary; Pete Snelson, Assistant Secretary; F. E. Dodds, Chaplain; John H. Mailey, Sergeant at Arms; Harry Whitcomb, Assistant Sergeant at Arms; W. S. Jeffries, Second Assistant Sergeant at Arms; Pearl T. Marshall, Journal Clerk; Lottie Hardee, Assistant Journal Clerk; John M. Duthie, Enrolling Clerk; Lillian Roberts, Engrossing Clerk; Sarah F. McHale, Assistant Engrossing Clerk; H. F. Lauger, Printing Clerk; Mrs. R. G. Young, Assistant Printing Clerk; Alice Teagarden, Bill Clerk. Doorkeepers: Charles T. Rader, W. C. Gress, Howard Roby and Bert Hetherington. Watchmen: John McGuirn, W. W. Sanno, Thomas Hay. Janitors: Mr. Borders, Mr. Chadwick, Joseph A. Brewer and William Terrell. Pages: Malcolm Holmes, Thomas Callahan, Frank Tuohy and Rea Haynes and Byran A. Barriekman. Mae Senieur, Stenographer to the Judiciary Committee. General Stenographers: Stella Walsh, Louise Harkness and Miss Lee. T. H. Jennings, stenographer to the Lieutenant Governor. Committee on Committees: Senators J. M. Burlingame, George McCone, T. O. Larson. Committee on Employes: Senators Charles H. Williams, Robert Brownlee, C. B. Roberts.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 8, 1915.

Mr. Speaker: I beg to inform your Honorable Body that the following Senate Joint Resolutions were read and adopted, and are herewith transmitted for your concurrence:

Senate Joint Resolution No. 1, by Edwards: "A Resolution providing for the appointment of a Joint Committee for the purpose of making suggestions and of preparing such amendments as may be deemed necessary to the several Initiative Measures heretofore adopted by the people of the State of Montana."

Senate Joint Resolution No. 2, by Lane: "A Resolution extending to the President of the United States an invitation to visit the State of Montana."

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of the Chairman of the Employment Committee of the Senate, the following names were placed in nomination. Motion adopted: Mrs. Morse, assistant engrossing clerk; Mrs. Potter, assistant printing clerk; D. E. Roarty, assistant journal clerk; P. S. Garlow, assistant sergeant-at-arms; Stenographers, Anna White, Miss Minor, Mae Blow; Mrs. Lawyer, enrolling clerk; David Bishop, doorkeeper.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Dwight, seconded by Senator Williams, the Secretary was directed to appoint a private stenographer, and the Secretary thereupon named Miss Florence McGrath.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Edwards, duly seconded and carried, the Senate will not transmit to or receive from the House any Bills after the Fiftieth Day of the Session, except Bills reported back from Joint Conference Committees of the Senate and House.

Respectfully,

NATHAN GODFREY, Secretary."

"Senate Chambers, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Edwards, duly seconded and carried, a Committee consisting of Senators Edwards, Muffy and Mackenzie were appointed to act with a like Committee of the House to discuss the subject of appointing a Postmaster.

Respectfully,

NATHAN GODFREY, Secretary."

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Larson: A Bill for an Act entitled: "An Act to prevent the spreading of Russian Thistles, Scotch Bull Thistles, Mustard and all noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers, and agents of lands and of district road supervisors, county attorneys, county commissioners, county treasurers and district courts, providing a penalty for the violation thereof, providing for appeals to the district courts and supreme court, and repealing Sections 8871, 8872, 8873 and 8874 of the Revised Codes of 1907."

By Willett: A Bill for an Act entitled: "A Bill for an Act providing for the payment of wages to employes semi-monthly."

By Whiteside: A Bill for an Act entitled: "An Act to create a State Department of Farm Loans."

By Brower: A Bill for an Act entitled: "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly."

By Brower: A Bill for an Act entitled: "An Act to amend Section 6376 of the Revised Codes of Montana of 1907, and to amend Chapter 80 of the Eleventh Legislative Assembly of the State of Montana, relating to Court Stenographers."

By Burlingame: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XIII of the Constitution of the State of Montana, relating to public indebtedness."

By Brower: A Bill for an Act entitled: "An Act to amend Sections 3137, 3138 and 3139 of the Revised Codes of the State of Montana, relating to the mileage and expense of sheriffs, the fees for the Board of Prisoners, and the disposition of such fees."

By Hogan: A Bill for an Act entitled: "An Act providing for the protection and safety of workmen in all places of employment, and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to, or death of, workmen, and methods of paying the same; and prescribing the liability of employes who elect not to pay such compensation."

By O'Shea: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 5 and 6, article XVI, and Section 19, Article VIII, of the Constitution of the State of Montana, relating to the terms of officers, and fixing the length of said terms at four years for all county, township and precinct officers, and providing for the election of officers in case of two or more candidates having an equal number of votes, and providing for a short ballot."

By O'Shea: A Bill for an Act entitled: "An Act to provide for the semi-annual payment of property taxes, at the option of each taxpayer and to provide and to fix penalties for the non-payment of taxes."

By O'Shea: A Bill for an Act entitled: "An Act to provide for the nomination and election of officers on non-partisan tickets, and to prevent the nomination or election of persons on any other ticket."

By O'Shea: A Bill for an Act entitled: "An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: 'An Act to create and appoint a State Tax Commission, to define the powers and duties thereof; to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisement of all property in the State by the said Tax Commission and County Boards of Appraisers; to provide for the enforcement of its provisions, and to punish violations thereof; and to appropriate funds to carry this Act into effect.'"

By Whiteside: A Bill for an Act entitled: "An Act to authorize County Commissioners to purchase seed grain for the use of residents of such county."

By Whiteside: A Bill for an Act entitled: "An Act to establish a County Unit System for School Districts of the Third Class."

By Whiteside: A Bill for an Act entitled: "An Act to amend Section 909 of Chapter 9 of the General School Law by adding thereto paragraphs providing for the examination of Normal Students and the awarding of Teachers' Certificates to such students."

By Whiteside: A Bill for an Act entitled: "An Act to provide a Normal Training Course in High Schools, and to prescribe the method of meeting the expense of such Normal Training Course."

By Whiteside: A Bill for an Act entitled: "An Act to prohibit race track gambling in the State of Montana."

By Byrnes: A Bill for an Act entitled: "An Act to provide for Library Extension through the establishment and maintenance of Free County Libraries."

By Abbott: A Bill for an Act entitled: "An Act to amend the General Highway Law, the same being now known as Chapter 72 of the Session Laws of 1913."

By Abbott: A Bill for an Act entitled: "An Act authorizing the payment of expense and per diem of certain county officials, when attendant upon the meetings of their respective State Associations."

By Abbott: A Bill for an Act entitled: "An Act authorizing the State Board of Land Commissioners of the State of Montana to give free use of timber, stone, dirt and gravel from State lands for highway purposes."

By Abbott: A Bill for an Act entitled: "An Act for the removal of obstructions in public highways, and providing penalty for failure so to do."

By Abbott: A Bill for an Act entitled: "An Act creating the office of County Accountant."

By Asbridge: A Bill for an Act entitled: "An Act to define estrays; to provide for taking possession thereof; to provide for sale of same, and to provide for penalties for violations of said Act."

NATHAN GODFREY, Secretary of the Senate.

On motion of Day, the Journal Clerk was instructed to merely note the receipt of a communication from the Senate, pertaining to the Governor's recess appointments, which were duly confirmed by the Senate, a copy of which is on file.

#### NOTICES OF BILLS.

The following notices were given:

By Marsh: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana, an amendment to Section 6 of Article 12 of the Constitution of Montana relating to taxation."

By Baldwin of Carbon and Sales of Gallatin: A Bill for an Act providing that Mortgages on Real or Personal Property shall not be subject to Taxation."

By Walsh: A Bill for an Act entitled: "An Act for the Submission to the qualified electors of the State of Montana of an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine, or intoxicating liquors in the State of Montana and prescribing a penalty for the violation thereof."

On motion of Day, the House adjourned until 11:00 o'clock A. M., Tuesday, January 12, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

### NINTH DAY.

Tuesday, January 12, 1915.

#### MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent: None.

Excused: Moe.

Shott of the Journal Committee reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Eighth day and find same to be correct." On motion of Shott, the report was adopted as read.

#### NOTICES OF BILLS.

The following notices were given:

By Prosser: A Bill for an Act entitled: "An Act to extend the boundaries of Lewis and Clark County, and to alter the boundary of Jefferson County to conform thereto."

By Bompert: A Bill for an Act entitled: "An Act concerning domestic relations and to prevent and punish desertion or non-support of wife or child or children, and providing for support bonds and supervision of trial and sentences, and authorizing and directing the County Commissioners to work convicted persons and to pay certain moneys to the wife, or child, or children for labor performed by convict persons; and providing the evidence required to prove, and the punishment of such offences, and repealing Sections 8345 and 8346, and amending Section 3741 of the Revised Codes of 1907 relating to the care and custody of children."

By Schmidt: A Bill for an Act entitled: "An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government to the Heirs of a deceased entryman."

By Mansur: A Bill for an Act entitled: "An Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to Commission form of Government for cities, providing for the election of Officers therein, defining their duties and powers, and providing for their compensation."

By Mackel: A Bill for an Act entitled: "An Act to prohibit the importation or the employment of armed guards and to prohibit the contribution by corporations or individuals, except through regular methods of taxation, to the support of the State Militia or any member thereof."

By Hills: A Bill for an Act entitled: "An Act to amend Sections 29 and 33, of Chapter 57, of the Laws of 1911, of the State of Montana, providing for a commission form of government for cities, for the election of officers therein, defining their powers and duties and providing for their compensation."

By Hills: A Bill for an Act entitled: "An Act to amend Sections 4 and 5 of Chapter 122 of the laws of 1911 of the State of Montana, relating to juvenile delinquent children."

By Wells: A Bill for an Act entitled: "An Act to appropriate money for the payment of claims against the State of Montana, of Morris Weiss and Zeb Melhorn of Helena, Montana for furniture, and material furnished the State in connection with the equipment and maintenance of the restaurant of the State Capitol Building at Helena, Montana."

By Wells: A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana."

By Kelly: A Bill for an Act entitled: "An Act prohibiting the operation of trains of more than one half mile in length on all railroads or railways, steam, or electric, operated in whole or part, within the State of Montana, and providing a penalty for failure to comply with same."

By Anderson: A Bill for an Act entitled: "An Act to provide for the extending of incorporated cities and towns and repealing all acts and parts of acts in conflict therewith."

By Macdonald (of Flathead): A Bill for an Act entitled: "An Act providing for Indeterminate Sentences of persons convicted of crime; and for the parole of such persons, and prescribing the duties of Officials in connection therewith."

By Cavitt: A Bill for an Act entitled: "An Act to prevent the shipment of Dockage or screenings from the State of Montana by Elevators, Warehouse men or dealers in grain, except where dockage has been separated from grains by the usual method employed."

By Rasmussen: A Bill for an Act entitled: "An Act to amend Section



2091 of the Revised Codes of Montana relating to the retaining of trespassing stock."

By Hedrick: A Bill for an Act entitled: "An Act to amend Section 2 of the law enacted by the people of the State of Montana providing for party nomination by direct vote."

By Smith (of Lewis and Clark): A Bill for an Act entitled: "An Act to provide for the recovery of costs and attorney's fees in the foreclosure of Mechanics Liens."

By Smith (of Lewis and Clark): A Bill for an Act entitled: "An Act to amend Section 7154 of the Revised Codes of the State of Montana, 1907, relating to the allowance of costs in certain actions."

By Smith (of Lewis and Clark): A Bill for an Act entitled: "An Act to prohibit the carriage of livestock in car lots on local freight trains on railroads which run through freight trains over the division upon which such shipments are offered, and providing a penalty for its violation."

By Sullivan: A Bill for an Act entitled: "An Act for regulating the opening and closing of places where retail liquor is sold and prescribing a penalty for the violation thereof."

By Eiel: A Bill for an Act entitled: "An Act to create Section 7167A of the Revised Codes of Montana of 1907, for the purpose of removing objections to the Constitutional validity of Sections 7165, 7166, and 7167."

By Mackel: A Bill for an Act entitled: "An Act to provide that all advertisements for help published during industrial disputes, shall state that such dispute exists and fixing penalties for the violation thereof."

By Morris: A Bill for an Act entitled: "An Act authorizing Counties to issue bonds or warrants to procure seed grain for needy farmers residing therein."

#### REPORT OF SELECT COMMITTEE.

The following report was submitted and on motion of Bompert, the same was duly adopted:

"Mr. Speaker: We, the Committee appointed to meet with a like Committee from the Senate, for the purpose of selecting an assistant postmaster, beg leave to report the name of Thomas Mannix of Lewis and Clark County. We further report that Mr. A. C. Lyness, postmaster at the Capitol, agrees to deliver the "letter mail" on Sundays and holidays and to keep the post-office open from 10:00 A. M. to 3:00 P. M. on such days.

JAMES L. BOMPART, Chairman."

#### REPORTS OF STANDING COMMITTEES.

The following reports were submitted:

"Helena, Montana, January 12, 1915.

To the Speaker of the House of Representatives: Your Committee on Labor, to whom was referred House Bill No. 20, introduced by McNally, entitled: "An Act to provide for the payment of Wages of Employes and to provide Penalties for Violations thereof," beg leave to report, having had same under consideration, we have set four o'clock Monday the 18th for public hearing.

Very respectfully yours,

KELLY, Chairman."

On motion of Kelly, the report was adopted.

"Helena, Montana, January 12, 1915.

Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bill No. 5, beg leave to report that the same has been returned correctly printed."

C. S. EINSEL, Chairman."

On motion of Einsel, the report was adopted.

#### INTRODUCTION OF BILLS.

The following Bill were introduced:

House Bill No. 30, by Appropriations Committee: A Bill for an Act entitled: "An Act providing for the payment of deficiency claims for account of Public Printing."

House Bill No. 31, by Healey: A Bill for an Act entitled: "An Act for the submission to the Quaified Electors of the State of Montana, of an

Amendment to Section 6, Article 13, of the Constitution of the State of Montana, relating to the Indebtedness of Cities and Towns."

House Bill No. 32, by Appropriations Committee: A Bill for an Act entitled: "An Act providing for the payment of deficiency claims for account of Requisitions."

House Bill No. 33, by Macdonald of Flathead (By request): A Bill for an Act entitled: "An Act to provide for the licensing of Architects and regulating the practice of Architecture as a profession in the State of Montana."

House Bill No. 34, by Choiniere: A Bill for an Act entitled: "An Act to provide for the payment of wages of employes and to provide penalties for violation thereof."

House Bill No. 35, by Rasmussen: A Bill for an Act entitled: "An Act to repeal Sub. Section 4 of Section 103, of Chapter 76, of the Session Laws of 1913, relating to the standards prescribed for the promotion to the High School Departments."

House Bill No. 36, by Rasmussen: A Bill for an Act entitled: "An Act providing for the delivery of ballots and stamps by the County Clerk to the Judges of Election and for the delivery of the Election returns to the County Clerk. Amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547a, 583a and 583b."

House Bill No. 37, by Mackel: A Bill for an Act entitled: "An Act providing that all Public Schools and all Public Buildings used for School purposes are to be open for public use as common meeting places for certain purposes, and fixing penalties for violation of its provisions."

House Bill No. 38, by Lemmon: A Bill for an Act entitled: "An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the Provisions of Section 1841 and 1842 of the Revised Codes of Montana of 1907."

House Bill No. 39, by Anderson: A Bill for an Act entitled: "An Act to amend Section 7625 of the Revised Codes of Montana of 1907 relating to the cure of defects in sales of lands and personal property by executors, administrators and guardians."

House Joint Memorial No. 1, by Mason and Mansur: Addressed to the Honorable Senate and House of Representatives of the United States in Congress assembled.

House Bill No. 41, by Anderson: A Bill for an Act entitled: "An Act to amend Section 6847 of the Revised Codes of Montana of 1907 relating to the cure of defects in judicial sales of real property."

House Bill No. 42, by Mason: A Bill for an Act providing for the creation and enforcement, the filing, renewal and foreclosure of liens; defining the right of lienors; how liens are perfected; what property is affected; how leasehold interests are affected; priority of liens; prescribing the procedure and practice in foreclosure and repealing Sections 7290, 7291, 7292, 7293, 7294, 7295, 7296, 7297, 7298, 7299, 7300 and 7301 of the Codes of 1907."

House Bill No. 43, by Kiley: A Bill for an Act entitled: "An Act relating to coercing or compelling persons not to join labor organizations, or coercing or compelling persons to cease membership in labor organizations, and providing for a penalty for the violation of this Act."

House Bill No. 44, by Hills: A Bill for an Act entitled: "An Act to amend Sections 6998 and 7003 of the Revised Codes of the State of Montana for the year 1907, and to repeal Section 7002 thereof, relating to summons in Justice of the Peace Courts."

House Bill No. 45, by Hills: A Bill for an Act entitled: "An Act to amend Sections 6520 and 6521 of the Revised Codes of Montana for the year 1907, relating to Summons in District Courts."

House Bill No. 46, by Healey: A Bill for an Act entitled: "An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses."

House Bill No. 47, by Lusk: A Bill for an Act entitled: "An Act to repeal Chapter 47 of the Session Laws of the Thirteenth Legislative Assembly relating to grain elevators, grain warehouses and grain inspections, and the creation of a grain inspection department."

House Bill No. 48, by Appropriations Committee: A Bill for an Act entitled: "An Act providing for the payment of deficiency claims for the care of prisoners."

House Bill No. 49, by Appropriations Committee: A Bill for an Act entitled: "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building."

House Bill No. 50, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the Officials thereof, and turned into the State Treasury."

House Bill No. 51, by Mansur: A Bill for an Act entitled: "An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907 relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States."

House Bill No. 52, by Mansur: A Bill for an Act entitled: "An Act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof."

House Bill No. 53, by Appropriations Committee: A Bill for an Act entitled: "An Act providing for the payment of deficiency claims for the care of the Insane."

House Bill No. 54, by Day: A Bill for an Act entitled: "An Act amending Sections Numbered 2, 6, and 29 of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled: 'An Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation.'"

House Bill No. 55, by Appropriations Committee: A Bill for an Act entitled: "An Act providing for the payment of deficiency claims for the transportation of Prisoners."

House Bill No. 56, by Day: A Bill for an Act entitled: "An Act creating the State Board of Health and providing for the appointment of its members and secretary, and amending Sections 1474 and 1478 of the Revised Codes of Montana, relating to Members of State Board of Health."

House Bill No. 57, by Johnson: A Bill for an Act entitled: "An Act to repeal Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers, and to provide for the enforcement of its provisions and to punish violations thereof, and to appropriate funds to carry this Act into effect.'"

House Bill No. 58, by Johnson: A Bill for an Act entitled: "An Act to repeal Chapter 78 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act to establish a Montana State Highway Commission, defining its duties and powers and providing for its compensation, providing for a State Highway Commission Fund and appropriating money therefor.'"

There being no objections, the Bills introduced by the Committee on Appropriations were placed on file without previous notice.

#### READING OF HOUSE BILLS.

House Bill No. 30 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 31 read first and second time by title only and referred to the Committee on Privileges and Election.

House Bill No. 32 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 33 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 34 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 35 read first and second time by title only and referred to the Committee on Education.

House Bill No. 36 read first and second time by title only and referred to the Committee on Privileges and Election.

House Bill No. 37 read first and second time by title only and referred to the Committee on Education.

House Bill No. 38 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 39 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 41 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 42 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 43 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 44 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 45 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 46 read first and second time by title only and referred to the Committee on Appropriations.

House Bill No. 47 read first and second time by title only and referred to the Committee on Improvements and Manufacturing.

House Bill No. 48 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 49 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 50 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 51 read first and second time by title only and referred to the Committee on Federal Relations.

House Bill No. 52 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 53 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 54 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 55 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 56 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 57 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 58 read first and second time by title only and referred to the Committee on Highways.

#### COMMUNICATIONS.

By unanimous consent, the following communication was read:

"Great Falls, Montana, January 11, 1915.

The Lieutenant Governor, The Speaker, and To the Honorable Members of the Senate and House of Representatives of the Montana Legislative Assembly.

Gentlemen: I should like very much to have you see some of the things the Montana Power Company is trying to do. The big dam at the Great Falls of the Missouri river is just now at a most interesting stage, far more so than when completed. I believe a visit to the finished Black Eagle and Rainbow developments and to the construction work at the Great Falls would be a pleasant one and an instructive one.

I shall have a special train leaving Helena at two o'clock Saturday afternoon, January 16th, arriving at Great Falls about five o'clock. The train will leave the Station at Great Falls Sunday morning at ten o'clock, going down the river, stopping at Black Eagle Falls, the Giant Springs, the Rainbow Falls, and on down to the Great Falls of the Missouri for luncheon at the construction camp, returning to the city at about four o'clock and leaving Great Falls for the return trip to Helena at eight o'clock Sunday night.



I shall be very glad to have you all, or as many of you as may care to come, as my guests for the trip, and your stay while in the city at the Hotel Rainbow. We will try to make you as comfortable as possible. Should the weather be quite bad next Saturday, we will postpone the trip. Weather conditions are important, as you will be out of doors inspecting the work for several hours. The invitation extends to the members of the press gallery.

Would like very much to include the attaches of the Senate and House, but we have not the hotel accommodations to care for them, therefore, I am obliged to confine this invitation strictly to the House and Senate members and members of the press gallery.

Hoping that all of you can come, I remain,

Respectfully yours,

JOHN G. MORONY."

On motion of Burns, the invitation was duly accepted, a vote of thanks was tendered to the Montana Power Company, the Chief Clerk was instructed to notify Mr. John G. Morony of the House's acceptance and Mr. Speaker was authorized to appoint a committee of three to arrange the details of the trip.

Motion duly carried and Mr. Speaker appointed Burns, Crismas and Smith of Lewis and Clark as the above mentioned Committee.

On motion of Day the House took recess until 2:00 o'clock P. M., at which time the House would consider General Orders.

#### AFTERNOON SESSION.

House resumed at 2:00 P. M.

Mr. Speaker in the Chair.

Roll called. Quorum present.

Excused: Moe.

On motion of Day, a motion in writing, by Hayes, that a printed copy of the Journal be furnished each member daily, was referred to the Committee on Appropriations.

Pursuant to adjournment, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Wells in the Chair.

House resumed.

Mr. Speaker in the Chair.

Wells of the Committee of the Whole, reported as follows:

"Mr. Speaker: Your Committee of the Whole to whom was referred House Bill Numbered 5, a Bill for an Act entitled: "An Act making an appropriation for the purposes of defraying the expenses of making an exhibition of the Arts, Industries, Resources, Manufactures, and Products of the Soil, Ranges, Mines and Forests of the State of Montana, at the Panama-Pacific International Exposition to be held at San Francisco, California, in the year 1915, and at the Panama-California Exposition, to be held at San Diego, in the year 1915," having had the same under consideration, recommend that it do pass.

Respectfully submitted,

WELLS, Chairman Committee of the Whole."

On motion of Wells, the report of the Committee of the Whole was duly adopted.

On motion of Day the House thereupon reverted to the order of business, "Third reading of Bills."

On motion of Day, duly carried, House Bill No. 5 was considered correctly engrossed and placed on Third Reading.

#### THIRD READING OF BILLS.

House Bill No. 5 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Betchel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen,

Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, MacDonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rickson, Rundle, Sales, Sanderson, Schanck, Schmidt, Shott, Shrump, Scott, Seales, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Willis, Mr. Speaker,—90.

Noes: Wilde,—1.

Absent and not Voting: Hawks,—1.

Excused: Moe,—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

#### COMMUNICATIONS FROM THE GOVERNOR AND SENATE.

The following communications from Governor Stewart was read:

"January 11, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 1: An Act to appropriate money for the payment of mileage and per diem of the members of the Fourteenth Legislative Assembly of the State of Montana.

No. 2: An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana.

S. V. STEWART, Governor."

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times, and referred as follows:

Senate Bill No. 1, introduced by Whiteside: A Bill for an Act entitled: "An Act to create a Department of Farm Loans, and provide for the issuance of Farm Loan Bonds to facilitate the investment of savings in such bonds; to designate the State Treasurer as Commissioner of Farm Loans, and to appropriate money for the use of said Department." Referred to the Committee on Agriculture.

Senate Bill No. 2, introduced by Willett: A Bill for an Act entitled: "An Act providing for the payment of wages to employes semi-monthly." Referred to the Committee on Corporations other than Municipal.

Senate Bill No. 3, introduced by Brower: A Bill for an Act entitled: "An Act to amend Section 6376 of the Revised Codes of Montana of 1907; and to amend Chapter 80 of the Eleventh Legislative Assembly of the State of Montana." Referred to the Committee on Judiciary.

Senate Bill No. 4, introduced by Brower: A Bill for an Act entitled: "An Act to provide for the regulation of the Sale of Articles by Weight, Measure, or Numerical Count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly." Referred to the Judiciary Committee.

Senate Bill No. 5, introduced by Brower: A Bill for an Act entitled: "An Act to amend Sections 3137, 3138 and 3139 of the Revised Codes of the State of Montana relating to the mileage and expenses of sheriffs, the fees for the Board of Prisoners, and the disposition of such fees." Referred to the Judiciary Committee.

Senate Bill No. 6, introduced by Burlingame: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XIII of the Constitution of the State of Montana, relating to Public Indebtedness." Referred to the Judiciary Committee.

Senate Bill No. 7, introduced by Whiteside: A Bill for an Act entitled: "An Act to promote the distribution of improved seed grain, by authorizing the County Commissioners in any County to purchase such seed grain and distribute the same among residents of the County." Referred to the Committee on Agriculture.

Senate Bill No. 8, introduced by Whiteside: A Bill for an Act entitled: "An Act to amend Section 900 of Chapter IX of the General School Law, by adding thereto paragraphs providing for the examination of Normal Students, and the awarding of Teachers' Certificates to such Students." Referred to the Committee on Education.

Senate Bill No. 9, introduced by Whiteside: A Bill for an Act entitled: "An Act to provide a Normal Training Course in High Schools, and to prescribe the method of meeting the expense of such Normal Training Course." Referred to the Committee on Education.

Senate Bill No. 10, introduced by Abbott: A Bill for an Act entitled: "An Act providing for the removal of stones, earth and debris in public highways, by persons causing such obstructions, and providing for the penalty for failure to comply therewith." Referred to the Committee on Roads and Highways.

Senate Bill No. 11, introduced by Abbott: A Bill for an Act entitled: "An Act to amend Chapter 72 of the Session Laws of 1913, the same being known as the General Highway Law, and relating to the classification and permanent improvement of public highways." Referred to the Committee on Roads and Highways.

Senate Bill No. 12, introduced by Abbott: A Bill for an Act entitled: "An Act directing the State Board of Land Commissioners to permit counties, or sub-divisions thereof, road districts, and other persons desiring to construct public roads or highways, to have the free right to remove or use all timber, stone, dirt or gravel within the boundaries of such highways, when constructed across state or public lands owned, held or controlled by the State of Montana." Referred to the Committee on Roads and Highways.

Senate Bill No. 13, introduced by O'Shea: A Bill for an Act entitled: "An Act to repeal Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed, has the following title, to-wit: 'An Act to create and appoint a State Tax Commission; to define the powers and duties thereof; to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisal of all property in the State by the said State Tax Commission and County Boards of Appraisers; to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect.'" Referred to the Committee on Judiciary.

Senate Bill No. 14, introduced by O'Shea: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 5 and 6, Article XVI, and Section 19, Article VIII of the Constitution of the State of Montana, relating to the terms of officers, and fixing the length of said terms at four years for all county, township and precinct officers, and providing for the election of officers in case of two or more candidates having an equal number of votes; and providing for a short ballot." Referred to the Committee on Election and privileges.

Senate Bill No. 15, introduced by O'Shea: A Bill for an Act entitled: "An Act to provide for the nomination and election on non-partisan tickets, and to prevent the nomination and election of candidates for such offices on any other ticket." Referred to the Committee on Election and Privileges.

Senate Bill No. 16, introduced by O'Shea: A Bill for an Act entitled: "An Act to provide for the semi-monthly payment of property taxes at the option of each taxpayer, and to provide and fix penalties for the non-payment of taxes." Referred to the Judiciary Committee.

Respectfully,

NATHAN GODFREY, Secretary."

January 11, 1915.

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills, have this day been given:

By Whiteside: An Act to regulate the compensation of County Officers and employes.

By Whiteside: An Act to provide a simplified system of land titles in Montana.

By Whiteside: An Act to regulate the sale of intoxicating liquors in the State of Montana.

By Whiteside: An Act to authorize High Schools to establish Junior College courses in such High Schools.

By Lane: An Act authorizing city and town councils to buy or condemn real estate, whether inside or outside the corporate limits of the city or town, for park purposes, and to issue bonds of the city or town for the purpose of paying for and improving such parks.

By Edwards: An Act to amend Chapter 83 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, passed and approved March 13, 1913, entitled: "An Act to provide for regulation of sale of articles by weight, Measure, or Numerical Count within the State of Montana, creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly."

By Edwards: An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to County Boards of Health and to the appointment of County Health Officers.

By Willett: An Act providing qualifications for conductors and flagmen, who shall be hereafter employed to work in the train service of any railroad or railway company, operating in whole or in part in the State of Montana.

By Brower: An Act to abolish the office of Deputy Game Warden, and providing that the sheriffs and deputy sheriffs and other officers perform the duties specified in Chapter 104 of the Session Laws of the Eleventh Legislative Assembly, and Chapter 38 of the Session Laws of the Thirteenth Legislative Assembly, heretofore performed by Deputy Game Wardens, and providing a penalty for the violation thereof.

By Brower: An Act to provide for the partial support of mothers who are dependent upon their efforts for the maintenance of their children, and giving County Commissioners jurisdiction in such matters.

By Brower: An Act providing that the amount of insurance written upon real property shall be taken conclusively to be the true value thereof.

By Brower: An Act providing for the creation of Commissioner districts within the counties, and for the election of County Commissioners by and from said districts.

By Brower: An Act to regulate the business of making or compiling Abstracts of Title to real estate and the requiring of bonds to be given by all persons, firms or corporations engaging in such business and to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in such vocation; and providing for the violation thereof.

By Annin: An Act for the submission to the qualified electors of the State of Montana of an Amendment to the Constitution of Montana, prohibiting the manufacture, sale or importation of spirituous, malt, vinous, distilled or fermented liquors, within the State of Montana.

By Burla: A Senate Joint Memorial to the Congress of the United States for the opening of the Crow Indian Reservation to settlement under the provisions of the Homestead Law or otherwise.

By Hogan: An Act to regulate the selling of farm, dairy, orchard, or garden produce on commission; providing for the licensing of Commission men and other dealers in Agriculture and Horticulture Products; extending the powers and duties of the State Board of Horticulture, and providing penalties for the violation of any of the provisions of this act.

By Byrnes: An Act to utilize the land granted the State of Montana by the Federal Government, for the purpose of erecting public buildings; to provide funds for erecting a building for the purpose of storing and safekeeping of the State Public documents and records, to be known as the Montana Hall of Records and Historical Building.

By Byrnes: An Act to amend Chapter 32 of the Session Laws of 1913, relating to the storage and safe-keeping of the records of the Grand Army of the Republic.

By Stevens: An Act to repeal Chapter 63 of the Session Laws passed by the Thirteenth Legislative Assembly relating to Steamboat Inspection.

By Meadors: An Act to provide for the transfer and classification of the capital stock, election of directors and the filling of vacancies on the Board of



Directors of the Water Users' Association organized under the laws of the United States, the State of Montana, and the Reclamation Act of June 17th, 1902.

By Cato: An Act to amend Section 17 of an Act of the Thirteenth Legislative Assembly of the State of Montana, entitled: "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act, and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of Montana of 1907; and also to repeal Section 8689 of the Revised Codes of 1907 of the State of Montana as amended by the Act of the Eleventh Legislative Assembly of the State of Montana, entitled: "An Act to amend Section 8689 of the Revised Codes of Montana of 1907, respecting the sale of mortgaged property or its removal from the county in which it is situated."

By McCone: An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties; and providing penalties for the violation thereof; and to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, and Chapter 133 and 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913.

"Senate Chambers, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly carried, that Section 4 of Rule 10 be amended so that all Bills except appropriation bills shall be read first and second time by title only, and read at length on third reading.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Employes report they have this day appointed Teddy Fadden Page, designated as post-office messenger, also Virgil Tyler, Page, designated as House messenger.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Mileage of members of the Senate report as follows: Report adopted.

Lieut. Gov. W. W. McDowell, Butte to Helena and return, 146 miles.....	\$14.60
Abbott, P. M., Three Forks to Helena and return, 154 miles.....	15.40
Asbridge, J. L., Roundup to Helena and return 490 miles.....	49.00
Annin, J. B., Columbus to Helena and return, 396 miles.....	39.60
Brower, A. J., Ronan to Helena and return, 376 miles.....	37.60
Brownlee, Robert, Big Timber to Helena and return, 314 miles.....	31.40
Burla, G. F., Hardin to Helena and return, 594 miles.....	59.40
Burlingame, J. M., Great Falls to Helena and return, 196 miles.....	19.60
Byrnes, Owen, Gould to Helena and return, 76 miles.....	7.60
Cato, O. C., Miles City to Helena and return, 770 miles.....	77.00
Clark, T. L., Sweet Grass to Helena and return, 504 miles.....	50.40
Clay, George W., Malta to Helena and return, 618 miles.....	61.80
Darroch, J. M., Pray to Helena and return, 282 miles.....	28.20
Dearborn, A. R., Philipsburg to Helena and return, 194 miles.....	19.40
Dwight, Reuben, Perma to Helena and return, 370 miles.....	37.00
Edwards, J. E., Forsyth to Helena and return, 680 miles.....	68.00
Fishbeck, F. G., Plentywood to Helena and return, 1092 miles.....	109.20
Gallwey, H. A., Butte to Helena and return, 146 miles.....	14.60
Grande, A. C., Lennep to Helena and return, 228 miles.....	22.80
Hogan, T. S., Huntley to Helena and return, 502 miles.....	50.20
Junod, O. H., Sheridan to Helena and return, 294 miles.....	29.40
Kane, Thomas, Corvallis to Helena and return, 330 miles.....	33.00

Kinney, J. C., Wibaux to Helena and return, 990 miles.....	99.00
Lane, J. E., Lewistown to Helena and return, 318 miles.....	31.80
Larson, T. O., Choteau to Helena and return, 306 miles.....	30.60
Mackenzie, D. S., Havre to Helena and return, 442 miles.....	44.20
McCone, George, Burns to Helena and return, 1008 miles.....	100.80
Meadors, J. P., Riverview to Helena and return, 1044 miles.....	104.40
Minor, J. M., Anaconda to Helena and return, 198 miles.....	19.80
Muffly, C. S., Winston to Helena and return, 42 miles.....	4.20
Oliver, John, Ekalaka to Helena and return, 1060 miles.....	106.00
O'Shea, D. G., Red Lodge to Helena and return, 534 miles.....	53.40
Parker, M. H., Boulder to Helena and return, 72 miles.....	7.20
Roberts, C. B., Fortine to Helena and return, 830 miles.....	83.00
Selway, E. O., Dillon to Helena and return, 284 miles.....	28.40
Stevens, George H., Fort Benton to Helena and return, 286 miles.....	28.60
Taylor, S. B., Lloyd to Helena and return, 538 miles.....	53.80
Whiteside, Fred, Kalispell to Helena and return, 714 miles.....	71.40
Williams, Chas. H., Deer Lodge to Helena and return, 124 miles.....	12.40
Willett, O. G., Alberton to Helena and return, 302 miles.....	30.20

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Edwards, duly seconded, "That hereafter the reading of the Journal be omitted in open session, and that the President appoint a Committee of three to read and approve the Journal." Motion carried. The President thereupon appointed Senators Asbridge, Stevens and Taylor to act on said Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, the House reverted to the order of business, "Reports of Standing Committees."

Day of the Committee on Appropriations reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 301, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for account of Public Printing,' having had said Bill under consideration, hereby report same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read.

Day of the Committee on Appropriations reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 32, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claim for account of expenses of Judges,' having had said Bill under consideration, hereby report same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read.

Day of the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 48, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claim for the care of prisoners,' having had said Bill under consideration, hereby report same back to the House with the recommendation that it do pass." On motion of Day the report was adopted as read.

Day of the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 49, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building,' having had said Bill under consideration, hereby report same back to the House with the recommendation that it do pass."

Day of the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 53, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of the Insane,' having had said Bill under consideration, hereby report same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read.

Day of the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 55, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the Transportation of Prisoners,' having had said Bill under consideration, hereby report same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read.

On motion of Day, the House adjourned at 3:15 o'clock P. M. until 11:00 o'clock A. M., Wednesday, January 13, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## TENTH DAY.

Wednesday, January 12, 1915.

### MORNING SESSION.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Moe.

Shott of the Journal Committee reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Ninth day and find same to be correct."

On motion of Shott, report was adopted as read.

### COMMUNICATIONS.

The following communications were received from the State Auditor:

"Helena, January 13th, 1915.

To the Honorable Speaker of the House of Representatives of the State of Montana:

I have the honor to transmit to you a copy of the opinion of the Attorney General of this State, with regard to the employes allowed by law in the different Houses of our Legislature.

I shall only issue Warrants to the employes as per the opinion of the Attorney General. Will you kindly arrange to have the pay rolls made up according to the conditions specified herein.

Yours respectfully,

WILLIAM KEATING, State Auditor."

"The State of Montana, Department of Attorney General.

Helena, January 12, 1915.

Hon. William Keating, State Auditor, Helena, Montana.

Dear Sir: I am in receipt of your communication of this date requesting my opinion as to how you, as State Auditor, are to be guided in the matter of issuing warrants for officers and employes of each House of the Legislative Assembly, now in session. Article V, Section 28 of the Constitution, provides that "the Legislative Assembly shall prescribe by law the number, duties and compensation of the officers and employes of Each House, and no payment shall be made from the State Treasury or be in any way authorized to any such person, except to an acting officer or employe elected or appointed in pursuance of law." The Senate officers and employes, provided for by law, are enumerated in Sections 62 and 65, and the officers and employes of the House of Representatives are enumerated in Sections 63 and 66, Revised Codes of Montana, 1907. The officers and employes of the Senate consist of a President, President Pro Tem, Secretary, Assistant Secretary, Journal Clerk, and a Sergeant at Arms, and Enrolling Clerk, an Engrossing Clerk, one Janitor, one Day Watchman, one Night Watchman, one Chaplain, two pages, and three Committee Clerks. The officers and employes of the House of Representatives consist of a Speaker, Speaker Pro Tem, Chief Clerk, Assistant Chief Clerk, Journal Clerk, and a Sergeant at Arms; and the House may elect an Assistant Sergeant at Arms, an Enrolling Clerk, an Engrossing Clerk, one Door Keeper, one Janitor, one Day Watchman, one Night Watchman, one Chaplain, three Pages and four Committee Clerks.

Section 65, relating to officers and employes of the Senate, contains the following clause: "as many committee clerks and pages as the Senate may from time to time require." And Section 66, relating to House officers and employes, contains a similar clause, which reads as follows: As many committee clerks and pages as the House may from time to time require."

These clauses are in my opinion repugnant to the provisions of Article V, Section 28 of the Constitution, which requires that the Legislative Assembly shall prescribe by law the number of officers and employes of each House. The clauses quoted above do not undertake to fix the number of clerks and pages, but undertake to lodge discretion in the respective branches of the Legislature as to what the number in the House and Senate shall be. Such was not the intent of the framers of our Constitution. In my judgment these blanket clauses are void.

There is, of course, no limitation upon the number of officers and employes which may be provided for each House, but provision must be made in the orderly way pointed out by the Constitution.

Chapter 37 of the Laws of the Thirteenth Legislative Assembly fixes the per diem salaries to be paid to the officers and employes of both Houses. This law is controlling as to the amount of salary which each officer and employe shall receive, but it is not controlling as to the number of employes either House is entitled to elect or appoint.

Yours very truly,

(Signed)

D. M. KELLY, Attorney General."

On motion of Macdonald of Flathead, Mr. Speaker was authorized to appoint a Committee of three to act with a like Committee from the Senate to confer with the Attorney General with a view to satisfactorily adjusting the matter.

The following communication from the Secretary of State was read and the attachments were referred to the Committee on Education:

"Helena, Montana, January 11, 1915.

Honorable Speaker, House of Representatives, Helena, Montana.

Mr. Speaker: I have the honor herewith to transmit House Joint Memorial No. 1023, State of Minnesota, and House Joint Resolution for the State of Utah, relative to aid from the Government of the United States for industrial education, etc.

Very respectfully,

A. M. ALDERSON, Secretary of State."

#### NOTICES OF BILLS.

The following notices were given:

By Day: A Bill for an Act entitled, "An Act providing for recording affidavits and other instruments relative to the title to real estate, and permitting such instruments or records thereof to be introduced in evidence."

By Day: A Bill for an Act entitled, "An Act regulating the business of Banking, providing for the creation and regulation of Banking Corporations, creating the Department of Banking, and prescribing the duties, and fixing the salaries of its officers and employes, and repealing Title II, Part IV, of Division I of the Civil Code of Montana, entitled, 'Banks and Banking Corporations,' being the provisions of Section 3909 to 4015, both numbers inclusive, Revised Codes of Montana, 1907, and all Acts amendatory thereof."

By Guinn: Memorial to Congress for the building of the bridge across the Big Horn River on the Crow Indian Reservation.

By Choiniere: A Bill for an Act entitled, "An Act to make lawful certain agreements between employes and laborers and to limit the issuing of injunctions in certain cases."

By Corwin: A Bill for an Act entitled, "An Act changing and defining the Boundaries of Stillwater and Carbon Counties."

By Gallagher: A Bill for an Act entitled, "An Act to require deeds, contracts of conveyances and mortgages on real and personal property to express on their face the value in dollars of the consideration involved in the Instrument or transfer."

By Gallagher: A Bill for an Act entitled, "An Act to amend Section 14 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly, having to do with the appointment of probation officers to look after and care for delinquent children in the several counties of the State."



By Gallagher: A Bill for an Act entitled, "An Act to regulate the issuance of Licenses of retail liquor dealers in Cities, Towns, Villages, or Camp containing a population of less than one hundred."

By Gallagher: A Bill for an Act entitled: "An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the sheriff of each County to visit, in January and July of each year, every place within his County required by law to have a liquor license, to ascertain if the license law is being violated, to inspect and list licenses and report to the Board of County Commissioners."

By Moore: A Bill for an Act providing for suitable burial of deceased persons other than honorably discharged soldiers, sailors, and marines, and fixing the amount to be allowed for such burial.

By Phillips: A Bill for an Act entitled, "An Act relating to partition fences and repealing Sections 2085, 2086, 2087, and 2088 of the Revised Codes of Montana, 1907."

By McNally: A Bill for an Act entitled, "An Act appropriating Twenty-four Hundred (\$2,400.00) Dollars, or so much thereof as may be necessary to pay the salary and expenses of the Custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

By McNally: A Bill for an Act entitled, "An Act to establish the position of Custodian of Records, Mementoes, Relics and Documents of the Department of Montana of the Grand Army of the Republic, and to provide for the preservation of the History of Citizens who served in the army, navy, or Marine corps of the United States during the Civil War, and to set apart a Room in the State Capitol therefor, and to repeal Section 270 of the Revised Codes of 1907, and Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

By Willis: A Bill for an Act entitled, "An Act to amend Section 3169 of the Revised Codes of the State of Montana relating to the fees charged by the Clerk of the District Court of the State of Montana and repealing all Acts and parts of Acts in conflict herewith."

By Bechtel: A Joint Memorial entitled, "Petition urging upon the President and Congress of the United States, the immediate passage of such laws governing the operation and rulings of the Civil Service Commission of the United States as shall henceforth guarantee the full and equal rights of every public employe of this Nation as to matters political, civil and economic, on the same basis as that of every other American citizen."

By Graybeal: A Bill for an Act entitled, "An Act providing for the Inspection, Registration and Sealing of seeds produced in the State of Montana, making appropriations for the maintenance thereof, and providing for the administration and defining the nature and scope of the work."

By Kelly: A Bill for an Act entitled, "An Act relating to compensation of injured workmen, and compensation to other dependents where such injuries result in death, creating an industrial insurance department providing for the compensation and care of workmen injured in extra hazardous employment, providing penalties for non-observance of regulations for prevention of injuries and violation of this Act, asserting the police power, and except in certain cases, abolishing the doctrine of negligence as grounds for recovery of damages, and depriving Courts of Jurisdiction of such controversies."

Mr. Speaker appointed Macdonald of Flathead, Day and Eliel, to meet with a like Committee from the Senate to confer with the Attorney General regarding the House and Senate Employes.

#### REPORTS OF SELECT COMMITTEES.

Hogan, Chairman of the Committee appointed by the Speaker to investigate the typewriters, reported as follows:

"Mr. Speaker: We, your Committee appointed to investigate condition of typewriters, number needed, etc., beg leave to report as follows:

After careful investigation, we find there are at least sixteen typewriters needed at the present time. These machines, if bought, even at the lowest possible price, would cost the State about Twelve Hundred Dollars. The interest on

this money for a period of two years together with the depreciation of the machines during this period would amount to approximately Eight Hundred Dollars. Therefore, in view of the necessity for economy and retrenchment, we recommend the purchase of but three new Remington machines, and the renting of thirteen. The machines can be rented for Two Dollars and Fifty cents (\$2.50) each per month and will be in number one condition and satisfactory to our stenographers. Our reason for recommending the purchase of three machines is that one must have a fourteen inch carriage and two should have decimal tabulators and these machines cannot be rented. We find nine machines on hand which are practically unfit for service and recommend that the proper officer dispose of these machines to the best advantage." On motion of Hogan, the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Carpenter from the Committee on New Counties and Divisions, reported as follows:

"Helena, Montana, January 13, 1915.

Mr. Speaker: We, your Committee on New Counties and Divisions, to whom was referred House Bill No. 11, after having said Bill under consideration, hereby report same back with the recommendation that it do pass."

#### MINORITY REPORT.

Lusk, Baxter, Mansur, Minnick and Mason from the Committee on New Counties and Divisions, reported as follows:

"January 13th, 1915.

Mr. Speaker: We, the undersigned, being a minority of the Committee on New Counties and Divisions, having had under consideration House Bill No. 11, known as the Wells Bill, beg leave to report to the House concerning said Bill, wwith the recommendation that the same do not pass."

Wells moved the adoption of the Majority Report.

Lusk moved, as a substitute, the adoption of the Minority Report.

Upon roll call, the Minority Report was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Booth, Cariher, Cavitt, Coburn, Choiniere, Corwin, Easton, Gallagher, Gladden, Harmon, Harper, Hawks, Hedrick, Higgins, Hills, Johnson, Kiley, Lord, Lusk, McDonald of Teton, Mackel, Mansur, Mason, Minnick, Moore, Parker, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Sedgwick, Smith of Missoula—39.

Noes: Anderson, Bompart, Burnett, Burns, Carpenter, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanagan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hall, Hayes, Healey, Henry, Hogan, Jorgensen, Kelly, Lemmon, McCarthy, McMahon, McNally, Macdonald of Flathead, Marsh, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Shott, Shrump, Smith, of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—52.

Absent and not voting: Moe and Schmidt—2.

Motion of Wells to adopt the Majority Report carried and Bill was referred to Printing Committee.

On motion of Day, the House took a recess at 12:00 M. until 2:00 P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

#### REPORTS OF STANDING COMMITTEES.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 27, a Bill for an Act entitled, "An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons," having had the same under due consideration beg leave to report same back with the recommendation that said Bill be amended as follows:

That the words "In interest" be inserted between the words "person" and "may" in line eleven on page four, and that as so amended, the Bill do pass."

On motion of Dwyer, the report was adopted as read and Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 39, A Bill for an Act entitled, 'An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the care of defects in the sale of lands and personal property by executors, administrators and guardians,' having had same under due consideration, beg leave to report the same back with the recommendation that the Bill do pass."

On motion of Dwyer, the report was adopted as read and Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 41, A Bill for an Act entitled, 'An Act to amend Section 6847 of the Revised Codes of Montana for 1907, relating to the cure of defects in judicial sales of real property,' having had same under due consideration, beg leave to report the same back with the recommendation that the Bill do pass."

On motion of Dwyer, the report was adopted as read, and Bill was referred to the Printing Committee.

Day from the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill numbered 50, being a Bill for an Act entitled, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the officials thereof, and turned into the State Treasury,' having had said Bill under consideration, beg leave to report same back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read and Bill was referred to the Printing Committee.

Day from the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred the matter of the printing of a daily summary of the Journal, beg leave to report that we have received from the State Publishing Company a proposition to furnish daily a summary of the Journal, together with a weekly statement of the status of Bills, similar in style, form, quality of paper and contents to that furnished the Thirteenth Legislative Assembly, for the sum of \$750.00. We recommend that this proposition be accepted, and that your Committee be directed to draw a Bill appropriating this amount, or so much thereof as may be necessary, for the payment of said work when done, out of the Legislative Expense Fund." On motion of Day, the report was adopted as read.

Page from the Committee on Rules, Joint Rules and Order of Business, reported as follows:

"Mr. Speaker: Your Joint Committee on Rules respectfully report and recommend the following to be adopted as the Joint Rules of the Senate and House of Representatives of the Fourteenth Legislative Assembly:

The Joint Rules of the Thirteenth Legislative Assembly to prevail with the following amendments:

Amend Rule No. 12, "Signing of Enrolled Bills by Presiding Officers." Each enrolled Bill shall be accompanied by a copy; both the original and the copy shall be signed first by the presiding officer of the House in which it originated, and then by the presiding officer of the other branch of the Legislative Assembly in the presence of their respective Houses while in Session.

Rule No. 14, "Bills for Governor's approval" shall be amended to read as follows:

'After the original Bill and a copy shall have been signed in each House, they shall be presented by the Committee on Enrollment in the House in which the Bill originated to the Governor for his approval, taking his receipt therefor, and the said committee shall forthwith report to their respective Houses the day and hour of such presentation, which shall be entered upon the Journal of such House.'

Rule No. 11, "Enrollment of Bills," shall be amended as follows:

'When Bill has passed both Houses, the Enrolling Clerk of the House in

which it originated shall cause to be made an original and duplicate typewritten copy of the Bill as the same was engrossed, together with its history, free from all corrections, erasures, interlineations, defects in orthography and all other clerical inaccuracies; the typewriting shall be done with a black record ribbon, pica-type upon plain linen finish paper, size 8½ inches wide and 13 inches long; paper to weigh sixteen pounds to the ream, with a margin of 2 inches at the top, and one inch on each side; thirty lines of type to the page, but lines not numbered, and the Bill shall be covered with a blue manuscript cover upon which is written in capital letters the number and title. The duplicate shall accompany the original through both Houses, and to the Governor, who shall, if approved, sign both the original and duplicate. The original will be filed with the Secretary of State and the duplicate with the Clerk of the Supreme Court.

Rule 24 shall be added and read as follows:

'The Speaker of the House shall designate one Committee to whom all Bills relating to Workmen's Compensation shall be referred, and the President of the Senate shall refer like Bills to the Compensation Committee of the Senate; all workmen's compensation Bills introduced in either House shall be considered by a Joint Conference Committee composed of the Committees above referred to, and they shall meet upon the call of the Chairman of the Committee from either House.'

Rule 25 shall be added and read as follows:

'No Bills transmitted by the House to the Senate nor by the Senate to the House after the fiftieth day of the Session shall be considered, with the exception of Bills considered by a Joint Conference Committee. Bills from said Committees may be transmitted at any time up to and including the sixtieth day.'

Joint Rule No. 19, however, shall be in full force and applicable as to Rule No. 25. PAGE, Chairman."

On motion of McNally, the amendments to Rules were ordered printed for further consideration.

Day from the Committee on Appropriations, reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 46, being a Bill for an Act entitled, "An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses," having had said Bill under consideration, beg leave to report the same back to the House with the recommendation that it be re-referred to the Committee on Ways and Means, as it relates to matters of Public Revenue."

On motion of Day, the report was adopted as read and Bill was re-referred to the Committee on Ways and Means.

#### INTRODUCTION OF BILLS.

The following Bills were introduced: Those introduced by the Committee on Appropriations were introduced without previous notice by unanimous consent:

House Bill No. 40, by Prosser: A Bill for an Act entitled, "A Bill for an Act to extend the boundaries of Lewis and Clark County and to alter the boundaries of Jefferson County to conform thereto."

House Bill No. 59, by Appropriations Committee: A Bill for an Act entitled, "An Act providing for the payment of deficiency claim for account of Requisitions."

House Bill No. 60, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the claim of the Pauly Jail Building Company, for cell work at the State Penitentiary."

House Bill No. 61, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the claim of the Independent Publishing Company for printing furnished as provided for by Section 6 of the Corrupt Practices Act."

House Bill No. 62, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry."

House Bill No. 63, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating Fifteen and 40/100 (\$15.40) Dollars in payment of the



claim of the State Publishing Company against the Department of the Coal Mine Inspector."

House Bill No. 64, by Appropriation Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and Eighty-five (\$885.00) Dollars for vault equipment in the office of the Clerk of the Supreme Court."

House Bill No. 65, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the claim of the Sanders Memorial Association, amounting to the sum of One Hundred Twenty-nine and 81/100 (\$129.81) Dollars."

House Bill No. 66, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating Fifty-seven and 12/100 (\$57.12) Dollars to the estate of Nathan Herrman for refund on account of over-payment of inheritance tax paid on July 19, 1913."

House Bill No. 67, by Rasmussen: A Bill for an Act entitled, "An Act to amend Section 2091 of the Revised Codes of Montana relating to the retaining of trespassing stock."

House Bill No. 68, by Eliel: A Bill for an Act entitled, "An Act to create Section 7167a of the Revised Codes of Montana of 1907, for the purpose of removing objections to the Constitutional validity of Sections 7165, 7166, and 7167."

House Bill No. 69, by Bompert: A Bill for an Act entitled, "An Act concerning Domestic Relations and to prevent and punish desertion and non-support of wife or child or children, and providing for the support bonds and suspension of trial and sentence, and authorizing and directing the County Commissioners to work convicted persons and to pay certain moneys to the wife, or child, or children for labor performed by convicted persons; and providing the evidence required to prove, and the punishment of such offences, and repealing Sections 8345 and 8346 and amending Section 3741 of the Revised Codes of 1907, relating to the care and custody of children."

House Bill No. 70, by Baldwin and Sales: A Bill for an Act providing that Mortgages on Real or Personal Property shall not be subject to Taxation."

House Bill No. 71, by Marsh: A Bill for an Act for the submission to the qualified electors of the State of Montana, of an amendment relating to intoxicating liquors, and prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof."

House Bill No. 72, by Hills: A Bill for an Act entitled, "An Act to amend Sections 4 and 5 of Chapter 122 of the Laws of 1911, of the State of Montana, relating to juvenile delinquent children."

House Bill No. 73, by Marsh: A Bill for an Act entitled, "An Act to submit to the qualified electors of the State of Montana of an amendment to Section 2 of Article XII of the Constitution of the State of Montana relating to exemptions from taxation."

House Bill No. 74, by Smith (of Lewis and Clark): A Bill for an Act entitled, "An Act to prohibit the carriage of livestock in car lots on local freight trains on railroads which run through freight trains over the division upon which such shipments are offered, and providing a penalty for its violation."

House Bill No. 75, by Wells: A Bill for an Act entitled, "An Act appropriating money for the payment of the claim against the State of Montana of Maurice S. Weiss and Zeb Melhorn of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building in Helena, Montana."

House Bill No. 76, by Hills: A Bill for an Act entitled, "An Act to amend Sections 29 and 33 of Chapter 57 of the Laws of 1911, of the State of Montana, providing for a commission form of government for cities, for the election of officers therein, defining their duties and powers and providing for their compensation."

House Bill No. 78, by Wells: A Bill for an Act entitled, "An Act to amend

Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana."

House Bill No. 79, by Easton: A Bill for an Act entitled, "An Act to provide how costs shall be assessed and paid in actions of mandamus, review, prohibition and supervisory control, when brought against an officer of the State, County, City or Town, Township or School District, for the act, or omission of such officer to act, and making it the duty of the Attorney General of the State, when requested by such officer of the State to defend such action, and the duty of the County Attorney of the County, when requested by such officer of the County, Township or School District, to defend such action against any officer of the County, or of any township or school district in such County."

House Bill No. 80, by Anderson: A Bill for an Act entitled, "An Act to provide for the extending of incorporated Cities and Towns and repealing all Acts and parts of Acts in conflict therewith."

House Bill No. 81, by Macdonald (Flathead): A Bill for an Act entitled, "An Act providing for indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith."

House Bill No. 82, by Mackel: A Bill for an Act entitled, "An Act to provide that all advertisements for help published during times of Industrial Disputes shall state that such dispute exists, and fixing penalties for the violation of this Act."

House Bill No. 83, by Bechtel: A Bill for an Act entitled, "An Act to amend Section 8293 of the Revised Codes of Montana of 1907, relating to the punishment of murder in the first degree."

House Bill No. 85, by Wallin: A Bill for an Act entitled, "An Act to regulate the sales of Livestock on Commission to provide for the bonding of Livestock Commission and Sale Yards, and providing for violation."

House Bill No. 86, by Rixon: A Bill for an Act entitled, "An Act to provide for Free Text Books and School Supplies for Use by all Pupils in the Public Schools within the State of Montana; to authorize the Raising of Funds to defray the expenses thereof; to prescribe Regulations for the use by such Pupils of such Text Books and supplies; to prohibit any person connected with the Public Schools of the State of Montana from being beneficially interested in the sale of any Text Books or Supplies for use in such Public Schools; to provide penalty for the violations of this Act; and to repeal Sections Numbered 1812 and 1813 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

House Bill No. 87, by Day: A Bill for an Act entitled, "An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of Record to make rules for their government and the government of its officers; providing that in case of the failure or refusal of any district Court to adopt and promulgate rules of Court, the Supreme Court may upon application of any interested party, adopt rules for the government of such Court and prescribing a penalty for the violation of such rules so adopted by the Supreme Court."

House Bill No. 88, by Day: A Bill for an Act entitled, "An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms or sessions of Court, which may be held in a District having more than one judge; the departments into which such Court may be divided; directing the apportionment of business of the Court among the judges thereof; providing that in case of failure to make such apportionment of business by the judges of said Court, the Supreme Court may, upon application of any interested person, make an order apportioning such business and providing that a failure or refusal of any District Judge to carry out the orders of the Supreme Court shall constitute a contempt of the Supreme Court."

#### READING OF HOUSE BILLS.

House Memorial No. 1 read first and second time by title only and referred to Committee on Federal Relations.

House Bill No. 40 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 59 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 60 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 61 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 62 read first and second time at length and referred to the Committee on Appropriations.

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House Bill No. 64 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 65 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 66 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 67 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 68 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 69 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 70 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 71 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 72 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 73 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 74 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 75 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 76 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 78 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 79 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 80 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 81 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 82 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 83 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 85 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 86 read first and second time by title only and referred to the Committee on Education.

House Bill No. 87 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 88 read first and second time by title only and referred to the Committee on Judiciary.

#### INTRODUCTION OF RESOLUTIONS, MEMORIALS, ETC.

The following House Joint Resolutions, House Joint Memorials, and Senate Joint Resolutions were introduced:

House Joint Resolution No. 1, by Guinn, a Resolution memorializing Con-

gress for the building of one steel bridge jointly with the County of Big Horn across the Big Horn River on the Crow Indian Reservation.

House Joint Memorial No. 2, by Cavitt: Petition to Congress to enact legislation validating all desert land claims made prior to March 23, 1914.

Senate Joint Resolution No. 1, by Edwards: A Resolution providing for the appointment of a Joint Committee for the purpose of making suggestions and of preparing Initiative Measures heretofore adopted by the people of the State of Montana.

Senate Joint Resolution No. 2, by Lane: A Resolution extending to the President of the United States an invitation to visit the State of Montana.

## SECOND READING OF RESOLUTIONS AND MEMORIALS.

House Joint Resolution No. 1 read first and second time by title only and referred to the Committee on Highways.

House Joint Memorial No. 2 read first and second time by title only and referred to the Committee on Federal Relations.

Senate Joint Resolution No. 1 read first and second time by title only and referred to the Committee on Privileges and Election.

Senate Joint Resolution No. 2 read first and second time by title only and referred to the Committee on Development and Publicity.

On motion of Kelly, House Bill No. 52 was taken from the Committee on Public Morals, Charities and Reforms, and re-referred to the Committee on Labor.

## COMMUNICATIONS FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, January 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 3, introduced by Wells, a Bill for an Act entitled, 'An Act making an appropriation of Money for the incidental expenses of the Fourteenth Legislative Assembly of the State of Montana,' having been read three several times, and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 12, 1915.

House of Representatives.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced, read first and second time, and referred as follows:

Senate Bill No. 17, by Willett: A Bill for an Act entitled, "An Act providing qualifications for conductors and flagmen, who shall be hereafter employed to work in the train service of any railroad or railway company operating in whole or in part of the State of Montana." Referred to the Committee on Railroads and Transportation.

Senate Bill No. 18, by Stevens: An Act to repeal Chapter 63 of the Session Laws by the Thirteenth Legislative Assembly, relating to the inspection of steamboats. Referred to the Committee on Railroads and Transportation.

Senate Bill No. 19, by Larson: An Act to prevent the spreading of Russian Thistles, Scotch Bull Thistles, Canada Thistles, Mustard and all noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers, and agents of lands, and of district road supervisors, county attorneys, county commissioners, county treasurers and district courts; providing a penalty for the violation thereof; providing for appeals to the district court and supreme court, and repealing Sections 8871, 8872, 8873, and 8874 of the Revised Codes of 1907. Referred to the Committee on Judiciary.

Senate Bill No. 20, by Edwards: An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to County Boards of Health and to the appointment of County Health officers. Referred to the Committee on Sanitary Affairs.

Senate Bill No. 21, by Edwards: An Act to amend Chapter 83 of the Laws of the Thirteenth Legislative Assembly of the State of Montana passed and approved March 13, 1913, entitled, "An Act to provide for the regulation and sale



of articles by Weight, Measure and Numerical Count, within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly." Referred to the Judiciary Committee.

Senate Bill No. 22, by Cato: An Act to amend Section 17 of an Act of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act providing for the Execution, Filing, Renewal and Foreclosure of Chattel mortgages; defining the Rights of subsequent mortgages; providing penalties for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel Mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of the State of Montana of 1907, as amended by the Act of the Eleventh Legislative Assembly of the State of Montana, entitled: "An Act to amend Section 8689 of the Revised Codes of the State of Montana of 1907, respecting the sale of mortgaged property or its removal from the county in which it is situated." Referred to Judiciary Committee.

Senate Bill No. 23, by Whiteside: An Act to provide a County Unit system for School Districts of the third class; to limit the boundaries of School Districts of the first and second class; to create a County Board of Education for each County, and define the powers and duties of such Board; to authorize School Districts of any class to make a special tax levy or issue bonds to pay any indebtedness previously incurred. Referred to the Committee on Education.

Senate Bill No. 24, by Brower: An Act providing for the creation of Commissioner Districts within the Counties, and for the election of County Commissioners by and from said Counties. Referred to Judiciary Committee.

Senate Bill No. 25, by Brower: An Act providing that the amount of insurance written upon real property shall be taken conclusively to be the true value thereof. Referred to the Committee on Insurance.

Senate Bill No. 26, by Brower: An Act to regulate the business of making or compiling Abstracts of Title to real estate, and the requiring of bonds to be given by all persons, firms or corporations engaging in such business, and to protect those who may be damaged by the negligence, inefficiency, or fraud of persons engaged in such vocation, and providing penalty for the violation thereof. Referred to the Judiciary Committee.

Senate Bill No. 27, by Brower: An Act to provide for the partial support of mothers who are dependent upon their efforts for the maintenance of their children, and giving County Commissioners jurisdiction in such matters. Referred to the Judiciary Committee.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 12, 1915.

House of Representatives.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Muffly, duly seconded, the President appointed a Committee of three to segregate the Governor's Message, and the following Senators were appointed: Senator Muffly, Senator Minor, Senator Clay.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 12, 1915.

House of Representatives.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Committee was as follows:

'Senate Chambers, Helena, Montana, January 12, 1915.

Mr. President: We, your Select Committee of Three, beg to report that we met with a like Committee of three members of th House, and agreed with the United States Postmaster, who has maintained an office in the basement of the State Capitol for nearly two years, and who is under a \$5,000.00 bond, that the Legislative Assembly would furnish him an assistant that he might select; in con-

sideration of the Legislative Members being furnished with their mail every day during the Session, including Sundays and holidays.

Respectfully,

(Signed) C. S. MUFLY, Chairman.

The foregoing report was received, and the Committee discharged with thanks.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.

“Senate Chambers, Helena, Montana, January 12, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that notices of the introduction of the following Bills were given today:

A Bill for an Act entitled, “An Act to establish a State Insurance office for the insuring by the State of Montana of all property owned by the State, and by all the Counties, Cities, Towns, School Districts, and Public Corporations therein, at the actual cost to be determined by losses; providing for the appraisal of all such property; providing for the adjustment of and settlement for losses; and enumerating the duties of certain public officers in connection therewith.” Introduced by O’Shea.

A Bill for an Act entitled, “An Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the publication of the Quarterly Reports of the State Treasurer.” Introduced by Minor.

A Bill for an Act entitled, “An Act to provide a Seed Lien Law.” Introduced by Clark.

A Bill for an Act entitled, “An Act to provide for the extending of incorporated cities and towns and repealing all Acts and parts of Acts in conflict therewith.” Introduced by Lane.

A Bill for an Act entitled, “An Act to repeal Sections 8795 Penal Code 1907, relating to payment of fines and other penalties; to repeal Section 28 of Chapter 79 of the Laws of the Thirteenth Legislative Assembly, relating to fines; and to provide for the payment from the State Game and Fish Fund of all costs incurred in prosecutions for the violation of the Game and Fish Laws.” Introduced by Larson.

A Bill for an Act entitled, “An Act relating to indebtedness of irrigation districts.” Introduced by Larson.

A Bill for an Act entitled, “An Act to facilitate the publication of election returns.” Introduced by Whiteside.

A Bill for an Act entitled, “An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses.” Introduced by Burlingame.

A Bill for an Act entitled, “An Act to provide for the labeling of meats, eggs, lard, and dairy products imported from foreign countries and offered for sale in the State of Montana and to provide for a penalty for the violation thereof.” Introduced by Williams.

A Bill for an Act entitled, “An Act repealing Chapter 13 and Chapter 6 of Section 21 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana.” Introduced by Williams.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.

“Senate Chambers, Helena, Montana, January 12, 1915.

House of Representatives.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Committee on Rules was adopted as follows:

# STANDING COMMITTEES OF THE SENATE AND THE NUMERICAL MEMBERSHIP THEREOF.

Agriculture and Manufacturing, membership.....	7
Apportionment and Representation, membership.....	5
Banks and Banking, membership.....	9
Corporations other than Municipal, membership.....	7
Counties, Towns, Municipal Corporations, membership.....	9
Compensation, membership .....	5
Dairies and Dairying, membership .....	5

Education, membership .....	7
Engrossed Bills, membership.....	3
Enrolled Bills, membership.....	3
Election Privileges, membership.....	5
Federal Relations, membership.....	5
Financial Claims, membership.....	9
Fish and Game, membership.....	7
Fairs and Expositions, membership.....	5
Horticulture, membership .....	5
Irrigation and Rights, membership.....	9
Immigration, membership .....	5
Insurance, membership .....	5
Judiciary, membership .....	9
Judicial Districts, membership.....	5
Libraries, membership .....	3
Labor and Capital, membership.....	7
Mileage, membership .....	3
Military Affairs, membership.....	5
Mines and Mining, membership .....	7
Public Buildings, membership .....	7
Public Lands, membership.....	7
Public Morals, membership.....	5
Printing, membership .....	3
Roads, Highways and Bridges, membership .....	9
Railroads and Transportation, membership.....	9
Rules, membership .....	3
Stock Growing and Grazing, membership.....	9
Sanitary Affairs, membership.....	3

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 12, 1915.

House of Representatives,

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following members of the Senate were named by the Standing Committee as members of the different Committees herein named.

Agriculture and Manufacture—Senator McCone, Chairman; Senator Fishbeck, Senator Kinney, Senator Clark, Senator Larson, Senator Whiteside, Senator Hogan.

Mileage—Senator Cato, Chairman; Senator O'Shea, Senator Grande.

Corporations other than Municipal—Senator Williams, Chairman; Senator Brower, Senator Burlingame, Senator Gallwey, Senator Oliver, Senator Parker, Senator Dearborn.

Counties, Towns and Municipal Corporations—Senator MacKenzie, Chairman; Senator Muffly, Senator Edwards, Senator Clay, Senator Burla, Senator Dwight, Senator Oliver, Senator Lane, Senator Minor.

Education—Senator Junod, Chairman; Senator Clay, Senator Kinney, Senator O'Shea, Senator Selway, Senator Annin, Senator Dearborn.

Engrossed Bills—Senator Burla, Chairman; Senator Kane, Senator Fishbeck.

Enrolled Bills—Senator O'Shea, Chairman; Senator Oliver, Senator Grande.

Federal Relations—Senator Asbridge, Chairman; Senator Whiteside, Senator Dwight, Senator McCone, Senator Taylor.

Finance and Claims—Senator Selway, Chairman; Senator Kinney, Senator Junod, Senator Lane, Senator Byrnes, Senator McCone, Senator Willett, Senator O'Shea, Senator Burla.

Judiciary—Senator Burlingame, Chairman; Senator Edwards, Senator Brower, Senator Gallwey, Senator Hogan, Senator Williams, Senator Larson, Senator Parker, Senator Lane.

Military Affairs—Senator Roberts, Chairman; Senator Cato, Senator Larson, Senator Stevens, Senator Clark.

Mines and Mining—Senator Gallwey, Chairman; Senator Muffly, Senator Minor, Senator Junod, Senator Byrnes, Senator Williams, Senator Burlingame.

Public Buildings—Senator Byrnes, Chairman; Senator Whiteside, Senator Brownlee, Senator Meadors, Senator Asbridge, Senator MacKenzie, Senator Kane.

Public Lands—Senator Oliver, Chairman; Senator Selway, Senator Grande, Senator Cato, Senator Dearborn, Senator Taylor, Senator Clark.

Public Morals—Senator Minor, Chairman; Senator Willett, Senator Fishbeck, Senator Stevens, Senator Abbott.

Printing—Senator Darroch, Chairman; Senator Clark, Senator Clay.

Roads, Highways and Bridges—Senator Dwight, Chairman; Senator Roberts, Senator Meadors, Senator Cato, Senator Clark, Senator Selway, Senator Junod, Senator Abbott, Senator Darroch.

Libraries—Senator Parker, Chairman; Senator MacKenzie, Senator Annin.

Irrigation and Water Rights—Senator Grande, Chairman; Senator Edwards, Senator Meadors, Senator Taylor, Senator Asbridge, Senator Williams, Senator Clay, Senator Hogan, Senator Darroch.

Fish and Game—Senator Willett, Chairman; Senator Brownlee, Senator Williams, Senator Whiteside, Senator Stevens, Senator Darroch, Senator Minor.

Election and Privileges—Senator Kinney, Chairman; Senator Williams, Senator Byrnes, Senator Clay, Senator Dearborn.

Labor and Capital—Senator Abbott, Chairman; Senator Willett, Senator Roberts, Senator Hogan, Senator Stevens, Senator Dwight, Senator Lane.

Stock Growing and Grazing—Senator Brownlee, Chairman; Senator McCone, Senator Selway, Senator Cato, Senator Darroch, Senator Fishbeck, Senator Kinney, Senator Asbridge, Senator Byrnes.

Immigration—Senator Annin, Chairman; Senator Lane, Senator Brownlee, Senator Dwight, Senator Burla.

Apportionment and Representation—Senator Dearborn, Chairman; Senator Lane, Senator Burlingame, Senator Larson, Senator McCone.

Fairs and Exposition—Senator Fishbeck, Chairman; Senator MacKenzie, Senator Parker, Senator Gallwey, Senator Minor.

Railroads and Expositions—Senator Stevens, Chairman; Senator Willett, Senator Roberts, Senator Gallwey, Senator Burla, Senator MacKenzie, Senator Dwight, Senator Muffy, Senator Abbott.

Rules—Senator Edwards, Chairman; Senator Brownlee, Senator Hogan.

Horticulture—Senator Whiteside, Chairman; Senator O'Shea, Senator Junod, Senator Kane, Senator Roberts.

Insurance—Senator Clay, Chairman; Senator Abbott, Senator Burlingame, Senator Brower, Senator Fishbeck.

Dairies and Dairying—Senator Meadors, Chairman; Senator Brownlee, Senator Annin, Senator Muffy, Senator Kane.

Banks and Banking—Senator Brower, Chairman; Senator Edwards, Senator Kinney, Senator O'Shea, Senator Annin, Senator McCone, Senator Burla, Senator Abbott, Senator Taylor.

Sanitary Affairs—Senator Taylor, Chairman; Senator Asbridge, Senator Brower.

Judicial Districts—Senator Muffy, Chairman; Senator Parker, Senator Grande, Senator Meadors, Senator Oliver.

Compensation—Senator Larson, Chairman; Senator Roberts, Senator Hogan, Senator Edwards, Senator Lane.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

On motion of Johnson, the House reverted to the order of business.

#### NOTICES OF BILLS.

The following notices were given:

By Burnett: A Bill for an Act entitled, "An Act to amend Section 31 of Chapter 79 of the Session Laws of the Thirtieth Legislative Assembly relating to the time when and the number of deer that may be killed and to amend Section 5 of Chapter 81 of the Session Laws of the Eleventh Legislative Assembly relating to open season for game birds and providing penalty for the violation of same."

By Johnson: A Bill for an Act entitled, "An Act to permit Taxidermists



to sell within the State of Montana any and all mounted and preserved dead bodies of any of the birds or animals, or any part thereof, mentioned in the Game Laws of this State, which have been mounted by said taxidermists, and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting, and after said taxidermists have made written reports thereof to the Game Warden as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict therewith."

On request, Mr. Speaker relieved Eliel from the Committee on Fish and Game, and requested the minority leader to recommend some one from his side of the House to fill the vacancy.

On motion of McNally, duly seconded and carried, the House reverted to the order of business, "Reports of Standing Committees."

#### REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Affairs of Cities, reported as follows:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 54, introduced by Day, being a Bill for an Act entitled, 'An Act amending Sections numbered 2, 6, and 29, of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a Commission Form of Government for Cities; providing for the Election of Officers therein, defining their duties and powers and providing for their compensation",' report same back to the House with the recommendation that Section 3 be amended by filling blank spaces to read: 'not less than Seventy (70) days, nor more than eighty (80) days,' and as amended recommend that the same do pass."

On motion of McNally, the report was adopted as read and the Bill was referred to the Printing Committee.

On motion of Day, the House adjourned at 3:20 o'clock P. M. until 11:00 o'clock A. M., Thursday, January 14, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## ELEVENTH DAY.

Thursday, January 14, 1915.

#### MORNING SESSION.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent—Burns.

Excused—Moe.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Tenth day and find same to be correct."

On motion of Shott, the report was adopted as read.

#### NOTICES OF BILLS.

The following notices were given:

By MacDonald (Flathead): A Bill for an Act entitled, "An Act to provide for the Determination and Collection of an Inheritance Tax upon property in this State, or any interest therein, passing by will or under the interstate laws of this State or of any other State, or by Gift in contemplation of death; defining the duties of certain officers thereunder, and repealing Sections 7724 to 7751, both inclusive, of the Revised Codes of Montana, 1907."

By Fousek: A Bill for an Act entitled, "An Act to provide a method of voting at any General, Primary or Municipal Election by Electors who are absent or anticipating being absent on the day of such Election from the County in which they are electors."

By Shrump: A Bill for an Act entitled, "An Act providing for the Taxation of Attorney Fees in Civil Actions in Justices' Courts."

By Phillips: A Bill for an Act entitled, "An Act to amend Section 5853 of the Revised Codes of Montana (1907) relating to Negotiable Instruments."

By Hedrick: A Bill for an Act entitled, "An Act authorizing the Secretary of State to have copyrighted in the U. S. Patent Office an outline of the State (here insert) with the words "Made in Montana" or (outline of State) "Grown or Manufactured in Montana" inserted therein for the free use of Farmers, Manufacturers or others to be used on all products or goods actually produced or made in Montana and providing penalties for its abuse."

By Fishbaugh: A Bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of old Fort Benton."

By Higgins: A Bill for an Act entitled, "An Act to repeal Chapter 77 of the Session Laws of the Thirteenth Legislative Assembly relating to the office of State Dairy Commissioner, regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese."

By Hills: A Bill for an Act entitled, "An Act to amend Section 8381 of the Revised Codes of Montana for the year 1907, relating to the sale, giving or delivery of tobacco and cigarette paper to minors."

By Hills: A Bill for an Act entitled, "An Act to prohibit ring and prize fighting, boxing and sparring contests and other fights and contentions where the object is to inflict physical injury upon participants, and to prohibit persons from promoting, aiding, abetting, encouraging or instigating the same, and to provide penalties for violation hereof."

By Mackel: A Bill for an Act entitled, "An Act amending Sections 9 and 11 of Chapter 73 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, said Act being approved March 12, 1913, entitled, 'An Act providing for the Registration, Identification and Regulation of Motor Vehicles operated and driven upon the Public Roads and Highways of the State.'"

By Page: A Bill for an Act entitled, "An Act to amend Section 8782 of the Session Laws of 1907, as amended by Section 31 of the Session Laws of 1913, relating to the Game Laws for the open season for deer and the provisions and penalty for the violation thereof; to amend Section 8787 of the Session Laws of 1907, relating to the open season for Grouse, Prairie Chicken, Partridge, Fool Hen, Sage Hen and Pheasant and provisions and penalty for violation thereof; to amend Section 8788 of the Session Laws of 1907, relating to the open season for Water Fowl and provisions and penalty for violation thereof."

By Morris: A Bill for an Act entitled, "An Act providing for the Creation of Herd Districts, prescribing the manner of the creation thereof, and prohibiting the running at large of Livestock therein."

By Corr: A Bill for an Act entitled, "An Act to prevent blacklisting of wage-workers and all other employees, or imposing conditions on the employment of such wage-workers and other employees, other than as to the efficiency of such persons, and fixing penalties for the violation of this Act."

By Eliel: A Bill for an Act entitled, "An Act authorizing the Board of County Commissioners of any new county which may have been organized pursuant to either the provisions of Chapter 112 of the Laws of the Twelfth Legislative Assembly, or Chapter 133 of the Laws of the Thirteenth Legislative Assembly, or created by a Legislative Enactment, or which may be hereafter organized or created, to issue and dispose of bonds for the payment of the indebtedness of the County, so as to permit each County to speedily conduct business on a cash basis."

By Johnson: A Bill for an Act entitled, "An Act to amend Section 4657, Revised Codes of Montana, 1907, relating to unrecorded instruments."

By Eliel: A Bill for an Act entitled, "An Act providing compensation of workmen for injuries sustained in the courses of their employment, except agricultural and domestic laborers and railroad employees; fixing the liability of employers employing five or more employees, defining dependents entitled to compensation in case of death of such injured workmen; providing the methods by which employers may elect to be subject, and employees may elect not to be subject to the conditions of this Act; abrogating the defences of negligence and assumption of risk in actions to recover damages for personal injuries; creating the

State Industrial Accident Board, and defining its powers; providing for the creation of the State Accident Insurance Fund, and providing for the administration and disbursement thereof; providing for appeals from awards made by the State Industrial Accident Board; defining insurance carriers; providing the means for securing the payment of compensation to said insured employes; providing penalties for the violation of this Act, and appropriating money for carrying out its provisions."

By Guinn: A Bill for an Act entitled, "An Act creating an Irrigation Code relating to the adjudication of water rights and the creation of a State Board of Irrigation, composed of the State Engineer, Water Commissioners and Water Masters, and fixing restrictions regarding the appropriation and uses of water in conformity therewith."

By Healey: A Bill for an Act entitled, "An Act to regulate the Barber business in the State of Montana, and providing for a system of inspection for barber shops and a Board of Examiners."

By Johnson: A Bill for an Act entitled, "An Act to amend Section 4539, Revised Codes of Montana, 1907, relating to implied and resulting trusts."

#### REPORTS OF SELECT COMMITTEES.

Macdonald of the Joint Committee appointed to make provisions for the payment of House and Senate Employes, reported as follows:

"To the Honorable Senate and House of Representatives: We, your Joint Committee, to whom was referred the communication from the State Auditor relative to the employment of House and Senate employes of the Fourteenth Legislative Assembly, having had the same under consideration, beg to report as follows:

The Constitution of the State of Montana, Article IV, Section 1 divides the powers of the government into three distinct departments, each in itself complete.

Article V, Section 28 of the Constitution provides: "The Legislative Assembly shall prescribe by law the number, duties and compensation of the officers and employes of each House."

The first Legislative Assembly enacted no laws regulating the number of its employes. The second Legislative Assembly, however, by the Act approved March 4th, 1891 (2nd Sess. 170) prescribed as follows:

'Section 1. The officers and employes of the Senate shall consist of a President, President Pro Tem, a Secretary, an Assistant Secretary, and a Sergeant at Arms, an Enrolling Clerk, an Engrossing Clerk, one Doorkeeper, one Janitor, one Day Watchman, one Night Watchman, one Chaplain, two Pages and four Committee Clerks.

'Section 2. The officers and employes of the House of Representatives shall consist of a Speaker, Speaker Pro Tem, Chief Clerk, Assistant Chief Clerk, and a Sergeant at Arms, and the House may elect an Assistant Sergeant at Arms, an Enrolling Clerk, an Engrossing Clerk, one Doorkeeper, one Janitor, one Day Watchman, one Night Watchman, one Chaplain, and as many Committee Clerks and Pages as the House from time to time may require.'

The code commission reported a law fixing the number of officers and employes of the Senate and of the House of Representatives, which law is to be found in Sections 62 and 63 of the Revised Codes of Montana, 1907. But by the Act approved February 16, 1895, which by virtue of the provisions of the Revised Codes of Montana, Section 3565, became an amendment to the Codes, the number of employes of the House was changed to correspond with the number fixed by the Act of February 16, 1895, which is embodied in the provisions of Sections 65 and 66 of the Revised Codes of Montana, 1907. In these two Sections, the Legislature provides that the Senate and House may each employ as many Committee Clerks and pages as each may from time to time require. During the Session at which the Codes were adopted, the Fourth Legislative Assembly, it is a matter of current knowledge that large numbers of Committee Clerks were from time to time employed by both Houses in the way of preparing Bills for the amendment to Codes and enrolling the Codes after their adoption.

From 1895 to the present time, it has been the practice, without question however, for each House of the Legislative Assembly to employ from time to

time such number of Committee Clerks and Employes as the House determined for itself.

The Thirteenth Legislative Assembly was the first assembly occupying the new Capitol Wings and in order to promptly carry on the business of the Assembly, it found it necessary to employ a large number of doorkeepers, janitors and watchmen, as well as Committee Clerks and Pages. By an Act approved February 27, 1913 (Chapter 37, Session Laws 13 Sess. 52), the Legislative Assembly directed per diem payment to such Committee Clerks, doorkeepers, janitors and watchmen as might from time to time be required by each House. Acting under this law, the employes of the Thirteenth Legislative Assembly were paid in accordance with the pay-roll certified to by the presiding officer and Sergeant at Arms of each House. Thus, it appears from the records of the Legislative Assembly, there has been a continuous Legislative construction of the provisions of the constitution to the effect that the number of employes designated as Committee Clerks, Pages, Doorkeepers, Watchmen and Janitors, might from time to time be altered by each House of the Legislative Assembly, as the business of the House demanded, without the enactment of a law designating the maximum number to be employed.

During each Session of the Legislature, there has been passed and approved by the Governor an Appropriation Bill appropriating a lump sum for the payment of the Legislative employes, out of which appropriation the State Auditor had paid the employes upon certificates from the presiding officers and Sergeant at Arms of the respective Houses. Thus, there has always been a continuous excessive construction of the constitutional provision in favor of the contention that the Legislature had the power to confer upon the Houses the right to designate the number of respective employes from time to time as the business of the House justified, without the enactment of a law designating the maximum number.

In view of this contemporaneous and continuous construction of the powers of the Legislature by both of the Legislative and Executive departments for a period of twenty years, the majority of your Committee believes that the Legislative Assembly in thus leaving to each House the right to designate the number of its employes from time to time as its business demands, is clearly within the exercise of the power conferred by the Constitution upon the Legislative department of the State.

We are further strengthened in our opinion as to the correctness of this practical interpretation of the Constitutional provision by a consideration of the provisions as a whole. The Constitution provides that the Legislative Assembly shall prescribe by law the duties as well as the number of the employes, and yet, except in very few instances, there has been no attempt to specifically define the duties of the respective employes. Such function has been left to the rules of the respective Houses. Any interpretation would lead to the absurdity of requiring the enactment of laws covering the details of Legislative routine which must from time to time vary with changing conditions.

Again, to hold that each employe must be specifically enumerated and his duties prescribed in order that the statute shall not conflict with the constitutional provisions, would be to place a narrow and technical construction upon the wording of the Constitution and would limit the powers of the Legislative branch of the Government in a manner which the framers of the Constitution clearly never intended.

Such an interpretation, if sustained, will operate against rather than in favor of an economical administration of the affairs of the Legislative Assembly. In order to provide for the exigencies and emergencies certain to arise in the future, it will be necessary to designate in any Bill providing the specific number of employes and maximum number required during such emergency, or to enact special legislation on each several occasions. Thus, the time of the Legislature would be exhausted by efforts to provide machinery for its operation.

The Legislative Assembly is directly responsible to the people for the exercise of the power vested in it and should be the final judge in matters touching the conduct of the business peculiarly within its own province.

We therefore recommend. That, upon further refusal by the State Auditor to draw his warrants, payable out of the appropriation for the salaries of the



Legislative Employes to the persons and for the sum certified to him by the presiding officer and the Sergeant at Arms of the House and Senate respectively, steps be taken to present the question to the Supreme Court for its determination, to the end that the Legislative branch of the Government may be finally and definitely advised as to the powers conferred upon it by the Constitution, and that these powers may be exercised without interference from any other department of the Government.

MACDONALD, Chairman.

Macdonald moved that the report of the Committee be adopted and that the Committee be continued. Duly seconded and carried and so ordered.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment, to whom was referred House Bill No. 3, 'An Act making an appropriation of money for the Incidental Expenses of the Fourteenth Legislative Assembly of the State of Montana,' beg leave to report the same correctly enrolled."

Kelly from the Committee on Labor, reported as follows:

"Mr. Speaker: Your Committee on Labor, having had under consideration House Bill No. 52, introduced by Mansur, the same being a Bill for an Act entitled, 'An Act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof,' report the same back to the House with the recommendation that it be indefinitely postponed. On motion of Kelly, the report was adopted as read.

Dwyer from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 45, a Bill for an Act entitled, 'An Act to amend Sections 6520 and 6521 of the Revised Codes of Montana for the year 1907, relating to summons in District Courts,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: Your Committee on Labor, having had under consideration House Bill No. 4, introduced by Hayes, the same being a Bill for an Act entitled, 'An Act to provide for the Assistance and Support of Women whose husbands are dead or are inmates of some Montana State Institution or who are physically or mentally unable to work, and who have a child or children dependent for support or partly upon their labor,' report the same back to the House with the recommendation that it do pass." On motion of Kelly, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 44, a Bill for an Act entitled, 'An Act to amend Sections 6998 and 7003 of the Revised Codes of the State of Montana for the year 1907, and to repeal Section 7002 thereof, relating to summons in Justice of the Peace Courts,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 9, introduced by Hills, being a Bill for an Act entitled, 'An Act relating to the duties, fees and compensation of Sheriffs, amending Sections 3139, 3152 and 3167 of the Revised Codes of the State of Montana, and repealing Sections 3137 and 3138 thereof,' report the bill back to the House with the recommendation that the same do not pass." On motion of Anderson, the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bill No. 11 and House Joint Resolution No. 1, beg leave to report that the same has been returned correctly printed."

House Bill No. 11 was thereupon placed on General File.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 23, introduced by Dwyer, being a Bill for an Act entitled, 'An Act providing for the number of deputies allowed all county attorneys in counties of the first class, and fixing the amount of their salaries, report the Bill back to the House with the recommendation that the Bill do pass."

On motion of Anderson, the report was adopted as read, and the Bill was referred to the Printing Committee.

Day of the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 59, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claim for account of Requisitions,' also House Bill No. 60, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company, for cell work at the State Penitentiary,' also House Bill No. 61, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Independent Publishing Company for printing furnished as provided for by Section 6 of the Corrupt Practices Act,' also House Bill No. 62, being a Bill for an Act entitled, 'An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry,' also House Bill No. 63, being a Bill for an Act entitled, 'An Act appropriating Fifteen and 40/100 (\$15.40) Dollars in payment of the claim of the State Publishing Company against the Department of the Coal Mine Inspector,' also House Bill No. 64, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and Eighty-five (\$885.00) Dollars, for vault equipment in the office of the Clerk of the Supreme Court,' also House Bill No. 65, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Sanders Memorial Association, amounting to the sum of One Hundred Twenty-nine and 81/100 (\$129.81) Dollars,' also House Bill No. 66, being a Bill for an Act entitled, 'An Act appropriating Fifty-seven and 12/100 (\$57.12) Dollars to the Estate of Nathan Herrmann for refund on account of over-payment of inheritance tax paid on July 19, 1913,' and also House Bill No. 75, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim against the State of Montana of Maurice S. Weiss and Zeb Melhorn of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building in Helena, Montana,' respectfully beg leave to report that said Bills back to the House with the recommendation that they and each of them, do pass." On motion of Day, the report was adopted as read and the Bills mentioned therein were referred to the Committee on Printing.

#### INTRODUCTION OF BILLS AND MEMORIALS.

The following Bills and Memorials were introduced:

Joint Memorial No. 3, introduced by Beechel: A Petition urging upon the President and Congress of the United States the immediate passage of such laws governing the operations and rulings of the Civil Service Commission of the United States as shall henceforth guarantee the full and equal rights of every public employe of this Nation, as to matters political, civil and economic on the same basis as that of every other American Citizen.

House Bill No. 77, by Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to amend Section 7154 of the Revised Codes of Montana, 1907, relating to the allowance of costs in certain actions."

House Bill No. 84, by Gallagher: A Bill for an Act entitled, "An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the Sheriff of each county to visit, in January and July of each year, every place within his county required by law to have a liquor license, to ascertain if the License Law is being violated, to inspect and list licenses and report to the Board of County Commissioners."

House Bill No. 89, by Gallagher: A Bill for an Act entitled: "An Act to regulate the issuance of licenses of retail liquor dealers in cities, towns, villages or camps containing a population of less than one hundred."

House Bill No. 90, by Gallagher: A Bill for an Act entitled: "An Act to require Deeds, Contracts of Conveyance and Mortgages on real and personal property to express on their face the value in dollars of the consideration involved in the Instrument or Transfer."

House Bill No. 91, by Gallagher: A Bill for an Act entitled: "An Act to amend Section 14 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly, having to do with the appointment of Probation Officers to look after and care for delinquent children in the several counties of the State."

House Bill No. 92, by Burnett: A Bill for an Act entitled: "An Act to amend Section 31 of Chapter 79 of the Session Laws of the Thirteenth Legislative Assembly relating to the time when and the number of deer that may be killed, and to amend Section 5 of Chapter 81 of the Session Laws of the Eleventh Legislative Assembly relating to open season for Game Birds, and providing a penalty for violation of same."

House Bill No. 93, by Smith (Lewis and Clark): A Bill for an Act entitled: "An Act to provide for the recovery of costs and attorney's fees in the foreclosure of mechanic's liens."

House Bill No. 94, by Day: A Bill for an Act entitled: "An Act to amend Section 6312, Revised Codes of 1907, relative to the holding Court in Counties where a session of Court is not or cannot be held by a Judge thereof or in any County where the business of the Court is not dispatched with reasonable promptness and providing that the Chief Justice of the Supreme Court may, upon application of an interested person require some District Judge to hold Court in said County for such time as may be specified in the order."

House Bill No. 95, by Moore: A Bill for an Act entitled: "An Act providing for suitable burial of deceased persons, other than honorable discharged soldiers, sailors and marines, and fixing the amount to be allowed for such burial, by whom to be paid and repealing all Acts or parts of Acts or Laws of the State of Montana in conflict with the provisions thereof."

House Bill No. 96, by Day: A Bill for an Act entitled: "An Act regulating the business of banking, providing for the creation and regulation of Banking Corporations, creating the Department of Banking and prescribing the duties and fixing the salaries of its officers and employes and repealing Title 11, Part IV of Division 1 of the Civil Code of Montana, entitled, 'Banks and Banking Corporations,' being the provisions of Sections 3909 to 4015, both numbers inclusive, Revised Codes of Montana, 1907, and all acts amendatory thereof."

House Bill No. 97, by Choiniere: A Bill for an Act entitled: "An Act to make lawful certain agreements between employes and laborers, and to limit the issuing of injunctions in certain cases."

House Bill No. 98, by McNally: A Bill for an Act entitled: "An Act appropriating (\$2,400.00) Twenty-four Hundred Dollars, or as much thereof as may be necessary, to pay the salary and expenses of the Custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

House Bill No. 99, by Schmidt: A Bill for an Act entitled: "An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government to the heirs of a deceased entryman."

House Bill No. 100, by Mackel: A Bill for an Act entitled: "An Act to provide that all advertisements for help published during times of industrial disputes shall state that such dispute exists, and fixing penalties for the violation of this Act."

House Bill No. 101, by McNally: A Bill for an Act entitled: "An Act to establish the position of Custodian of Records, Mementoes, Relics and Documents of the Department of Montana of the Grand Army of the Republic, and to provide for the preservation of the history of citizens who served in the army, navy, or marine corps of the United States during the Civil War, and to set apart a room in the State Capitol therefor, and to repeal Section 270, the Revised Codes of 1907 and Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

## READING OF HOUSE BILLS AND MEMORIALS.

House Joint Memorial No. 1 read first and second time by title only and referred to the Committee on Irrigation and Water Rights.

House Joint Memorial No. 3 read first and second time by title only and referred to the Committee on Federal Relations.

House Bill No. 77 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 84 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 89 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 90 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 91 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 92 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 93 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 94 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 95 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 96 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 97 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 98 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 99 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 100 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 101 read first and second time by title only and referred to the Committee on Military Affairs.

Mr. Speaker announced that he was about to sign House Bill No. 3, a Bill for an Act entitled: "An Act making an appropriation of money for the incidental Expenses of the Fourteenth Legislative Assembly of the State of Montana," and thereupon proceeded to sign the same in open session.

## MOTIONS AND RESOLUTIONS.

On motion of Day, rules 11, 12, and 14 as amended by the Committee on Rules, Joint Rules and Order of Business, were adopted.

On motion of Day, Rule 24 as amended by the Committee on Rules, Joint Rules and Order of Business, was adopted.

On motion of McNally, Rule 25 as amended, was referred to the Committee on Rules, Joint Rules and Order of Business, for their further consideration.

Mr. Speaker appointed Carlier to fill the vacancy on the Committee on Fish and Game since Eliel resigned.

On motion of Macdonald of Flathead, the House recessed until 2:00 o'clock p. m.

## AFTERNOON SESSION.

House convened at 2:00 a'clock p. m.

Mr. Speaker in the Chair.

A motion by Higgins that those employes whose names show on the pay roll, and who were not duly reported to the House by the Committee on Employes, be stricken off the pay roll, was, on motion of Day, indefinitely postponed.

## MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Meadors: A Bill for an Act entitled: "An Act to amend Sections



One and Three of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable or contagious diseases when said livestock are killed according to law."

By Willett: A Bill for an Act entitled: "Workmen's Compensation."

By Brower: A Bill for an Act entitled: "An Act to repeal Section Number 4416 of the Revised Codes of Montana of 1907" and also to amend an Act entitled: "An Act to amend Section 3850 Revised Codes of Montana, 1907, relating to the annual reports of corporations, and exempting State Banks, Trust Companies and Building and Loan Associations from its requirements," approved March 11, 1909, and providing that both domestic and foreign corporations shall file annual statements at the same time; and also to amend Section 7 (e) of an Act entitled: "An Act making the Board of Railroad Commissioners of the State of Montana Ex-officio a Public Service Commission for the Regulation and control of certain Public Utilities, prescribing the manner in which such Public Utilities shall be regulated and controlled, requiring such Public Utilities to furnish reasonably adequate service and facilities; prohibiting unjust and unreasonable charges for services rendered by such Public Utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ Clerks and Assistants and making an appropriation for carrying out the provisions of this Act."

By Stevens: A Bill for an Act entitled: "An Act to provide for the deposit and control of public moneys in possession of and under the control of County Treasurers of the several counties of the State of Montana; providing for the payment of interest on all such moneys and to amend Section 3003 of Revised Codes of the State of Montana of 1907 and to repeal Chapter 88 of the Acts of the Thirteenth Legislative Assembly of the State of Montana."

By Stevens: A Bill for an Act entitled: "An Act to provide for the deposit and control of public moneys in possession of and under the control of City and Town Treasurers of the several cities and towns of the State of Montana; providing for the payment of interest on all such moneys and to amend Section 3257 of the Revised Codes of the State of Montana of 1907 and to repeal Chapter 88 of the Acts of the 13th Legislative Assembly of the State of Montana."

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced in the Senate:

Senate Bill No. 28, by Abbott: An Act to create the office of County Accountant, and define his duties and provide for his compensation. Referred to Judiciary

Senate Bill No. 29, by Abbott: An Act authorizing the payment of the expenses and per diem of the County Commissioners, and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioner or Assessors of the State of Montana, when held within the State, or when called by the Governor or State Board of Equalization, and authorizing the payment by several Counties of their proportion of any incidental expenses approved by such meetings. Referred to Judiciary Committee.

Senate Bill No. 30, by Williams: An Act repealing Chapter 13 and Chapter 6 of Section 21 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana. Referred to Judiciary Committee.

Senate Bill No. 31, by Clark: An Act to provide a lien upon grains and seeds for the cost of the threshing thereof. Referred to Committee on Agriculture.

Senate Bill No. 32, by Meadors: An Act to provide for the transfer and classification of the capital stock, election of Directors, and the filling of vacancies on the Board of Directors of the Water Users' Association organized under the laws of the United States, the laws of the State of Montana, and the Reclamation Act of June 17th, 1902. Referred to the Committee on Irrigation.

Senate Bill No. 33, by Larson: An Act relating to indebtedness of Irrigation Districts. Referred to the Committee on Irrigation.

Senate Bill No. 34, by Larson: An Act to repeal Section 8795 Penal Code, 1907, relating to payment of fines and other penalties; to repeal Section 26 of Chapter 79 of the laws of the Thirteenth Legislative Assembly, relating to fines;

and to provide for the payment from the State Game Fish Fund of all costs incurred in prosecutions for the violation of the Game and Fish Laws. Referred to the Committee on Fish and Game.

Senate Bill No. 35, by Lane: An Act authorizing City and Town Councils to buy or condemn Real Estate, whether inside or outside of the corporate limits of the City or Town for Park Purposes, and to issue bonds of the City or Town for the purpose of paying for and improving such Parks. Referred to the Judiciary Committee.

Senate Bill No. 36, by Lane: An Act to provide for the extending of incorporated Cities and Towns, and repealing all Acts and parts of Acts in conflict therewith. Referred to the Judiciary Committee.

Senate Bill No. 37, by Clark: An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crops. Referred to the Committee on Agriculture.

Senate Bill No. 38, by Annin: An Act for the submission to the qualified electors of the State of Montana, of an Amendment relating to intoxicating liquors, and prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine, or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof. Referred to the Committee on Towns and Municipal Corporations.

Senate Joint Memorial No. 2, by Burla: Memorializing the Congress of the United States to pass the necessary legislation for the opening of the Crow Indian Reservation to settlement, under the homestead law or otherwise.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 13, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Joint Rules, submitted the following report:

'Mr. President: Your Joint Committee on Rules respectfully report and recommend the following to be adopted as the joint rules of the Senate and House of Representatives of the Fourteenth Legislative Assembly.

The joint rules of the Thirteenth Legislative Assembly to prevail with the following amendments:

Amend Rule No. 12, "Signing of Enrolled Bills by Presiding Officers." Each enrolled bill shall be accompanied by a copy; both the original and the copy shall be signed first by the presiding officer of the House in which it originated, and then by the presiding officer of the other branch of the Legislative Assembly in the presence of their respective Houses while in session.

Rule No. 14, "Bills for the Governor's approval" shall be amended as follows:

After the original bill and a copy shall have been signed in each House, they shall be presented by the Committee of Enrollment in the House in which the bill originated to the Governor for his approval, taking his receipt therefor, and the said Committee shall forthwith report to their Houses the day and hour of such presentation, which shall be entered upon the Journal of such House.

Rule No. 11, "Enrollment of Bills," shall be amended as follows:

When a Bill has passed both houses, the enrolling clerk of the House in which it originated shall cause to be made an original and duplicate typewritten copy of the bill as the same was engrossed, together with its history, free from all corrections, erasures, interlineations, defects in orthography and all other clerical inaccuracies; the typewriting shall be done with black record ribbon, pica type upon plain linen finish paper, size 8½ inches wide and 13 inches long; paper to weigh sixteen pounds to the ream, with a margin 2 inches at the top, and one inch on each side; thirty lines of type to the page, but lines not numbered, and the bill shall be covered with blue manuscript cover upon which is written in capital letters the number and title. The duplicate shall accompany the original through both Houses, and to the Governor, who shall, if approved, sign both the original and duplicate. The original shall be filed with the Secretary of State and the duplicate with the Clerk of the Supreme Court.

Rule 24 shall be added and read as follows:

The Speaker of the House shall designate one Committee to whom all bills relating to Workmen's Compensation shall be referred, and the President of the Senate shall refer like bills to the Compensation Committee of the Senate; all Workmen's Compensation bills introduced in either house shall be considered by a Joint Conference Committee composed of the Committees above referred to, and they shall meet upon the call of the Chairman of the Committee from either house.

Rule 25 shall be added and read as follows:

No bills transmitted from the House to the Senate, nor by the Senate to the House after the fiftieth day of the Session shall be considered, with the exception of the bills considered by a joint conference committee. Bills from said committee may be transmitted at any time up to and including the sixtieth day.

Joint Rule No. 19, however, shall be in full force and applicable as to Rule No. 25.

Signed: EDWARDS, Chairman."

Report adopted.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 13, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 5, introduced by Day, a Bill for an Act entitled: 'An Act making an appropriation for the purposes of defraying the expenses of making an exhibition of the arts, industries, resources, manufactures and products of the soil, ranges, mines and forests of the State of Montana, at the Panama-Pacific International Exposition to be held at San Francisco, California, in the year 1915, and at the Panama-California Exposition to be held at San Diego in the year 1915', was referred to the Committee on Finance and Claims, after having been read first and second times.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 13, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate unanimously accepted the invitation to visit the city of Great Falls on January 13th, and a vote of thanks was tendered Mr. John G. Morony.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 14, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate, in open Session, signed House Bills Nos. 1 and 2 on the eighth day, January 11, 1915.

Very respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Eliel, the House resolved itself into a Committee of the Whole for the consideration of general orders.

#### GENERAL ORDERS.

Eliel in the Chair.

House Resumed.

Mr. Speaker in the Chair.

Eliel from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole to whom was referred House Bill No. 11. A Bill for an Act entitled: "An Act to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled: 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof' as amended by Chapter 133 of the Session Laws of the Thirteenth Legislative Assembly of 1913, entitled: 'An Act to amend Sections, 1, 2, 3, and 4 and re-enacting Sections, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled: 'An Act to provide for the creation, organization and Classification of new counties,

for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof " approved March 21st, 1913 and to repeal Chapter 133 of the Session Laws of the Thirteenth Legislative Assembly of 1913, entitled, "An Act to amend Sections 1, 2, 3, and 4 and to reenact Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled: 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties and providing penalties for the violation thereof' " approved March 21st, 1913 " beg leave to report that having had the same under consideration, recommend that it do pass.

Respectfully submitted,

(Signed) ELIEL, Chairman, Committee of the Whole."

On motion of Eliel, the report was adopted as read

On motion of Day, Mr. Speaker reverted to the order of business, "Third Reading of House Bills."

On motion of Day, House Bill No. 11 was considered correctly engrossed and placed upon its final passage.

### THIRD READING OF BILLS.

House Bill No. 11, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bompert, Booth, Burnett, Carpenter, Choiniere, Collins, Corr, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foults, Fousek, Franklin, Guinn, Hall, Hayes, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, McCarthy, McMahon, Macdonald of Flathead, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Schmidt, Shott, Shrump, Sedgwick, Smith of Lewis and Clark, Stone, Sullivan, Wallin, Wells, Wilde, Willis, Mr. Speaker,—51.

Noes: Baldwin, Baxter, Bechtel, Bent, Burns, Cariher, Cavitt, Coburn, Corwin, Crismas, Eliel, Easton, Gallagher, Gladden, Graybeal, Harmon, Harper, Hawks, Healey, Hedrick, Higgins, Hills, Lord, Lusk, McDonald of Teton, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Parker, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Smith of Missoula, Vidal,—41.

Absent and not voting: None.

Excused: Moe,—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

On request of Mr. Speaker, McNally, Speaker pro tem took the chair.

On motion of Day, the House adjourned at 3:15 o'clock P. M. until 11:00 A. M., Friday, January 15, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

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## TWELFTH DAY.

Friday, January 15, 1915.

### MORNING SESSION.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent: None.

Excused: Kiley, Mackel,—2.

Shott of the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Eleventh day and find same to be correct."

On motion of Shott, the report was adopted as read.

Mr. Speaker permitted Schanck, Shrump, Doner and Hedrick to be absent.



## NOTICES OF BILLS.

The following notices of bills were given:

By Day: An Act to amend Section 2081 of the Revised Codes of the State of Montana, providing for the establishment of Fire Limits in any unincorporated City or Town, and for the levy of taxes therein for Fire purposes, and the disbursement thereof.

By Gladden: An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 28 of Article 5 of the Constitution of the State of Montana, relating to officers and employes of the Legislative Assembly and providing for the letting by contract of all clerical work of each House.

By Nutting: An Act governing the employment of stenographers, typists and Clerks by the Senate and House of Representatives of the State of Montana.

By Betchel: An Act declaring all Poll Taxes an unequal and unjust burden upon the propertyless class and repealing Section 2692 of the Revised Codes of the State of Montana of 1907.

By Wallin: An Act making it a misdemeanor for a minor to misrepresent his or her age, in order to procure intoxicating liquors, and providing a penalty therefor.

By Guinn: An Act amending Section 20 of the Session Laws of 1913, under the general heading of Primary Elections, relating to the form of ballots to be used in primary elections.

## COMMUNICATIONS.

The following communication was received:

"The Honorable, The Speaker, House of Representatives, Helena, Montana.

Mr. Speaker: I have the honor to request that the House notify the Enrolling Committee of the effect that Bills enrolled under the new rules shall be left flat, instead of being folded, as has been the custom in the past. This is requested so that the enrolled bills can be filed vertically and indexed for convenience in handling and investigating.

I shall much appreciate the courtesy of the Speaker and the House if this request is granted.

Very respectfully,

A. M. ALDERSON, Secretary of State."

Mr. Speaker instructed the Chief Clerk to see that the request of the Secretary of State is strictly complied with.

## REPORTS OF STANDING COMMITTEES.

Bent from the Committee on Public Morals reported as follows:

"January 14, 1915.

Mr. Speaker: We, your Committee on Public Morals, in joint session with a like Committee of the Senate, having had under consideration certain requests made by the Woman's Civics Study League of Helena, relative to the employment of a chaperon for the lady employes of the Fourteenth Legislative Assembly, beg leave to submit the following report:

"The insinuation that such protection is needed to keep these ladies from harm is an unwarranted and unjust reflection on their character and on the honor of every member of the Fourteenth Legislative Assembly. The members of both House and Senate are from the best citizenship of Montana, of known integrity, and decent reputation. The young women who have been fortunate enough to secure positions during this session are respectable, hard working girls, whose home lives are without blemish and whose previous reputations give no excuse whatever for such suggestions. It is an offense against decency and an attack upon everything men and women hold sacred, uncalled for, and inexcusable; and we, as a joint committee, unanimously find that there is no necessity whatever of any character for such action."

On motion of Bent, the report was adopted as read.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 24, by Rasmussen, being a Bill for an Act entitled: "An Act to amend Section 4 of Chapter 5 of Chapter 72, being an Act known as the 'General Highway Law' as enacted by the Thirteenth Legislative Assembly

of the State of Montana relating to the letting of contracts for bridges and submitting plans and specifications for same,' beg leave to report that the same do pass." On motion of Healey, report was adopted as read and the Bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means, reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 46, introduced by Healey, A Bill for an Act entitled: 'An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses,' beg leave to report that they have had the Bill under consideration and recommend that the same do not pass." On motion of Macdonald, the report was laid on the table until Monday.

Dwyer from the Judiciary Committee, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 77, A Bill for an Act entitled: 'An Act to amend Section 7154 of the Revised Codes of Montana, 1907, relating to the allowance of costs in certain actions,' having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed." On motion of Dwyer, the report was duly adopted.

Dwyer from the Judiciary Committee, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 79, A Bill for an Act entitled: 'An Act to provide how costs shall be assessed and paid in actions of mandamus, reviews, prohibition and supervisory control, when brought against an officer of the State, County, City or Town, Township or School District, for the act or omission of such officer to act, and making it the duty of the Attorney General of the State, when requested by such officer of the State to defend such action, and the duty of the County Attorney of the County, when requested by such officer of the County, township or school district, to defend such action against any officer of the County or of any Township or school district in such County', having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 87, A Bill for an Act entitled: "An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of Record to make rules for their government and the government of its officers, providing that in case of the failure or refusal of any District Court to adopt and promulgate rules of Court, the Supreme Court may, upon application of an interested party, adopt rules for the government of such Court and prescribing a penalty for the violation of such rules so adopted by the Supreme Court," having had same under consideration, beg leave to report same back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Committee on Printing.

Dwyer from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 88, A Bill for an Act entitled: 'An Act to amend Section 6287, Revised Codes of 1907, relating to the number of terms or sessions of Court, which may be held in a district having more than one judge; the departments into which such Court may be divided; directing the apportionment of business of the Court among the judges thereof; providing that in case of failure to **make such** apportionment of business by the judges of said Court, the Supreme Court may upon application of any interested person, make an order apportioning such business and providing that a failure or refusal of any district judge to carry out the orders of the Supreme Court shall constitute a contempt of the Supreme Court,' having had the same under due consideration, beg leave to report same back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Committee on Printing.

Page from the Committee on Rules, Joint Rules and Order of Business, reported as follows:

"Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration Joint Rule 25 as adopted by the Joint Rule Committee, beg leave to report as follows:

That Rule 25 be adopted as a permanent and regular rule of the Joint Rules and said rule 25 reading as follows:

'No Bills transmitted by the House to the Senate nor by the Senate to the House after the fiftieth day of the Session shall be considered with the exception of Bills considered by a Joint Conference Committee.'

'Bills from said Committee may be transmitted at any time up to and including the sixtieth day.' On motion of Macdonald of Flathead, the adoption of the report was indefinitely postponed.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. Thirty (30), Thirty-two (32), Forty-eight, (48), Forty-nine (49), Fifty-three (53), Fifty-five (55), beg leave to report that the same has been correctly printed."

Thereupon House Bills Nos. 30, 32, 48, 49, 53 and 55 were placed upon the General File.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 29, A Bill for an Act entitled: 'An Act declaring all regular State, County and City elections legal half holidays', beg leave to report same back to the House with the recommendation that it do pass." On motion of Graybeal, the report was adopted as read, and Bill was referred to the Printing Committee.

Graybeal from the Committee on Privileges and Elections, reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 16, a Bill for an Act entitled: 'An Act for the submission to the qualified electors of the State of Montana of an Amendment to Sections 2 and 5 of Article XII of the Constitution of Montana, relating to Revenue and Taxation,' beg leave to report same back to the House with the recommendation that it do pass." On motion of Graybeal, the report was adopted as read and the Bill was referred to the Printing Committee.

Graybeal of the Committee on Privileges and Elections, reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 31, A Bill for an Act entitled: 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6, Article 13 of the Constitution of the State of Montana, relating to the Indebtedness of Cities and Towns,' beg leave to report same back to the House with the recommendation that it be referred to the Committee on Affairs of Cities." On motion of Graybeal, the report was adopted and the Bill was referred to the Committee on Affairs of Cities.

## INTRODUCTION OF BILLS.

The following bills were introduced:

House Bill No. 102, by Phillips: A Bill for an Act entitled: "An Act relating to Partition Fences and Repealing Sections 2085, 2086, 2087, and 2088 of the Revised Codes of Montana, 1907."

House Bill No. 103, by Phillips: A Bill for an Act entitled: "An Act to amend Section 5853 of the Revised Codes of Montana, 1907, relating to Negotiable Instruments."

House Bill No. 104, by Willis: A Bill for an Act entitled: "An Act to amend Section 3169 of the Revised Codes of Montana, 1907, concerning fees of the Clerk of the District Court and providing herein, for the collection by said Clerk of a fee for issuing marriage licenses and recording certificates of marriage."

House Bill No. 105, by Rasmussen: A Bill for an Act entitled: "An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of Probation Officers in Judicial Districts, specification of their duties, and providing for their compensation."

House Bill No. 106, by Fousek: A Bill for an Act entitled: "An Act to provide a method of voting at General and Primary Elections by Electors, absent, or expecting to be absent, on the day of any such Election from the County in which they are Electors, and making regulations regarding such voting."

House Bill No. 107, by Morris: A Bill for an Act entitled: "An Act authorizing Counties to issue Bonds or Warrants to procure seed grain for needy farmers resident therein."

House Bill No. 108, by Graybeal: A Bill for an Act entitled: "An Act providing for the inspection, registration and sealing of seeds, produced in the State of Montana, making appropriations for the maintenance thereof, and providing for the administration and defining the nature and scope of the work."

House Bill No. 109, by Healey: A Bill for an Act entitled: "An Act to regulate the barber business in the State of Montana, and providing for a system of inspection for barber shops and a Board of Examiners."

House Bill No. 110, by Day: A Bill for an Act entitled: "An Act providing for recording affidavits and other instruments relating to the title of Real Estate, and permitting such instruments or records thereof to be introduced in evidence."

House Bill No. 111, by Shrumpp: A Bill for an Act entitled: "An Act providing for the Taxation of Attorneys Fees in Civil Actions in Justice's Courts."

House Bill No. 112, by Hills: A Bill for an Act entitled: "An Act to amend Section 8381 of the Revised Codes of Montana, for the year 1907, relating to the sale, giving or delivery of tobacco and cigarette paper to minors."

House Bill No. 113, by Macdonald (Flathead): A Bill for an Act entitled: "An Act to provide for the Determination and Collection of an Inheritance Tax upon property in this State, or any interest therein, passing by will or under the intestate laws of this state or of any other state, or by gift in contemplation of death; defining the duties of certain officers thereunder, and repealing Sections 7724 to 7751, both inclusive, of the Revised Codes of Montana, 1907."

House Bill No. 114, by Hills: A Bill for an Act entitled: "An Act to prohibit ring and prize fighting, boxing and sparring contests and other fights and contentions where the object is to inflict physical injury upon participants, and to prohibit persons from promoting, aiding, abetting, encouraging or instigating the same and to provide penalties for violation hereof."

House Bill No. 115, by Johnson: A Bill for an Act entitled: "An Act to permit Taxidermists to sell within the state of Montana any and all mounted and preserved dead bodies of the birds or animals, or any part thereof, mentioned in the Game Laws of this State, which have been mounted and preserved by said Taxidermists, and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting and preservation, and after said Taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith."

House Bill No. 116, by Johnson: A Bill for an Act entitled: "An Act to amend Section 4687, Revised Codes of Montana, 1907, relating to unrecorded Instruments."

House Bill No. 117, by Johnson: A Bill for an Act entitled: "An Act to amend Section 4539, Revised Codes of Montana, 1907, relating to implied and resulting Trusts."

House Bill No. 118, by Eliel: A Bill for an Act entitled: "An Act authorizing the Board of County Commissioners of any new County which may have been organized pursuant to either the provisions of Chapter 112 of the Laws of the Twelfth Legislative Assembly, or Chapter 133 of the Laws of the Thirteenth Legislative Assembly, or created by Legislative Enactment, or which may be hereafter organized or created, to issue and dispose of bonds for the payment of the indebtedness of the County, so as to permit such County to speedily conduct business on a cash basis."

#### READING OF HOUSE BILLS.

House Bill No. 102 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 103 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 104 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 105 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.



House Bill No. 106 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 107 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 108 read first and second time by title only and referred to the Committee on Appropriations.

House Bill No. 109 read first and second time by title only and referred to the Committee on Sanitary Affairs.

House Bill No. 110 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 111 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 112 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 113 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 114 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 115 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 116 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 117 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 118 read first and second time by title only and referred to the Committee on Banks and Banking.

#### MOTIONS AND RESOLUTIONS.

On motion of Kelly, duly seconded and carried, the Committee on New Counties and Divisions was instructed by Mr. Speaker to meet and report the County Division Bills now in the Committee, out by next Tuesday.

On motion of Day, a vote of thanks was extended to the State Nursery of Helena, for their courtesy in giving to the Members of the House and the attaches, Carnations, and the Chief Clerk was instructed to notify them of the action of the House.

On motion of McMahon, the House took a recess until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

#### MOTIONS AND RESOLUTIONS.

Searles, Chairman of the Committee on Fish and Game, offered the following Resolution:

"Whereas, it has become apparent to the Members of the House Fish and Game Committee that numerous Bills proposing changes and amendments in the existing Game and Fish Laws of the State of Montana, are about to be introduced into the Honorable Body, and

Whereas, it is the sense of the Members of the Fish and Game Committee that it would be advisable and would facilitate the business of this body if these measures could be considered collectively and jointly with the like Committee of the Senate,

Therefore, It Is Resolved, that the House Committee on Fish and Game do postpone any Committee meetings until any Legislator has had time and opportunity to present any measure dealing with the Fish and Game laws of the State of Montana, and that at such time the House Committee on Fish and Game shall meet jointly with the like Committee of the Senate, and, that if it be agreeable to that Body, a Bill be presented dealing with such of the proposed changes as the Committee shall deem pertinent, this Bill be known as the Committee's Bill and be it further

Resolved, that copies of this Resolution be furnished to the press and that an invitation be extended to the sportsmen of Montana, particularly the Members of the organized Rod and Gun Clubs to submit any suggestions or plans which

they deem would be of benefit to the State, how they should be enacted into a law.”  
On motion of Searles, the report was adopted as read.

### COMMUNICATIONS FROM THE SENATE.

The following communications were received from the Senate:

“Senate Chambers, Helena, Montana, January 14th, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Committee, to whom was referred the communication from the State Auditor relative to the employment of House and Senate employes of the Fourteenth Legislative Assembly, reported favorably. Report adopted.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate.”

“Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By McCone: A Bill for an Act entitled: “An Act to amend Section 3208 of the Revised Codes of Montana.”

By McCone: A Bill for an Act entitled: “An Act to amend Section 3206 of the Revised Codes of Montana.”

By Hogan: A Bill for an Act entitled: “An Act providing for the creation of a police pension fund law in cities of the first and second class, and providing for a police pension board and prescribing the duties of the said board with reference to the care and distribution of said fund.”

By Abbott: A Bill for an Act entitled: “An Act to define and regulate the business of banking in the State of Montana, to create a State Banking Department and providing a proper management thereof. The creation of a State Banking fund and providing for the regulation of branch banks of foreign Corporations and joint stock companies doing business in this State, and repealing all laws in conflict therewith.”

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, January 14, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced into the Senate, and referred to the following Committees:

Senate Bill No. 39, by Burlingame: An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the apportionment of moneys collected for licenses. Committee on Finance and Claims.

Senate Bill No. 40, by Williams: An Act regulating the sale of imported meats, lard and dairy products within the State of Montana. Committee on Dairies and Dairying.

Senate Bill No. 41, by Brower: An Act to repeal Section 4416 of the Revised Codes of Montana of 1907, and also to amend an Act entitled: ‘An Act to amend Section 3850, Revised Codes of Montana, 1907, relating to the annual reports of Corporations, and exempting State Banks, Trust Companies and Building and Loan Associations from its requirements,’ approved March 11, 1909, and providing that both domestic and foreign Corporations shall file annual statements at the same time; and also to amend Section 7 of an Act entitled: ‘An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulation and control of certain public utilities; prescribing the manner in which such public utilities shall be regulated and controlled; requiring such public utilities to furnish reasonably adequate service and facilities; prohibiting unjust and unreasonable charges for services rendered by such public utilities; providing penalties for the violation of the provisions of this Act; authorizing such public service commission to appoint an expert engineer and to employ clerks and assistants, and making an appropriation for carrying out the provisions of this Act.’ Committee on Corporations other than Municipal.

Senate Bill No. 42, by Whiteside: An Act to facilitate the Publication of election returns. Committee on Elections and Privileges.

Senate Joint Resolution No. 3, by O’Shea: A Resolution to provide for the appointment by the Governor of a Commission to recommend to this Assembly

suggestions for redistricting the State of Montana for judicial purposes. Committee on Judicial Districts.

Respectfully yours

NATHAN GODFREY, Secretary of the Senate."

Senate Chambers, Helena, Montana, January 14, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the standing committees is as follows:

The Judiciary Committee, to whom was referred Senate Bill No. 5, being an Act entitled: 'An Act to amend Sections 3137, 3138 and 3139 of the Revised Codes of the State of Montana, relating to the mileage and expenses of sheriffs, the fees for the Board of Prisoners and the disposition of such fees', today reported said Bill with a recommendation that it do not pass. Report adopted. Also

The Committee on Judiciary, to whom was referred Senate Bill No. 16, being an Act entitled: "An Act to provide for the semi-annual payment of property taxes at the option of each taxpayer, and to provide and to fix penalties for the non-payment of taxes", reported said Bill with a recommendation that the same be indefinitely postponed. Report adopted. Also

The Committee on Judiciary, to whom was referred Senate Bill No. 22, being an Act entitled: "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel Mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana; and also to repeal Section 8689 of the Revised Codes of the State of Montana as amended by the Act of the Eleventh Legislative Assembly of the State of Montana, entitled: 'An Act to amend Section 8689 of the Revised Codes of Montana of 1907, respecting the sale of mortgaged property, or its removal from the county in which it is situated', recommended that the same be indefinitely postponed. Report adopted. Also

The Committee on Judiciary, to whom was referred Senate Communication No. 3, being a Resolution received from the Dawson County Bar Association, relative to Judicial Districts, recommended that it be re-referred to the Committee on Judicial Districts. Report adopted. Also

The Committee on Judiciary, to whom was referred Senate Bill No. 6, being an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XIII of the Constitution of the State of Montana, relating to public indebtedness," recommend that same do pass. Report adopted. Also

The Committee on Judiciary, to whom was referred Senate Bill No. 13, being an Act entitled: "An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: 'An Act to create and appoint a State Tax Commission; to define the Powers and duties thereof; to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisal of all property in the State by said Tax Commission and County Boards of Appraisers; to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect'," recommended that it do pass. Report adopted.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

Senate Chamber, Helena, Montana, January 14, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee appointed to segregate the Governor's Message recommended the following segregation:

To the Judiciary Committee: The matter of an Emergency State Police. The suspension from office for failure to perform duties. The question of indeterminate sentence.

To the Committee on Agriculture and Manufacture: The matter of Farm lands. The question of supplying seed grain for farmers under certain conditions. All matters pertaining to agricultural extension work.

To the Finance and Claims Committee: The matter of forest reserve moneys. The compensation of the National Guard. The appropriation for the Panama-Pacific Exposition.

To the Committee on Counties, Towns and Municipal Corporations: The question of amending the law relating to the creation of new counties. The question relating to horse racing. The question of economy in the matter of public printing. The consideration of the grain inspection law.

To the Committee on Banks and Banking: The question of the new banking laws.

To the Special Joint Committee of which Senator Parker is Chairman: The question of amendments to the primary election laws.

To the Committee on privileges and Elections: The matter of appointment of United States senators to fill vacancies occurring between elections.

To the Stock Growing and Grazing Committee: All matters pertaining to a herd law.

To the Committee on Judicial Districts: All matters pertaining to the change in boundaries of Judicial Districts.

To the Committee on Compensation: All matters pertaining to the Workmen's Compensation Law.

Signed: C. S. Muffy, J. M. Minor, George W. Clay, Special Committee.

Report adopted.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

#### UNFINISHED BUSINESS.

On motion of Higgins, House Bills Nos. 30, 32, 48, 49, 53 and 55, which were placed on the general file, were re-referred to the Judiciary Committee for its deliberate consideration as to the constitutionality of the measures.

On motion of Day the House adjourned until 11:00 o'clock a. m., Monday, January 18, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FIFTEENTH DAY.

Monday, January 18, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Roll called. Quorum present.

Absent: Stone.

Excused: Hedrick and Shrump.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Twelfth day and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following notices of Bills were given:

By Day: A Bill for an Act entitled, "An Act providing that in an action to recover damages for injury to the person, the Court or judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such action."

By Day: A Bill for an Act entitled, "An Act to amend Subdivision 4 of Section 7892 of the Revised Codes of Montana of 1907, with reference to the examination of witnesses."

By Coburn: A Bill for an Act entitled, "An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards, or a person visibly affected by intoxicating drink, or to minors or Indians, and amending Section 8380 of



the Revised Codes of Montana, and adding Sections 8380A and 8380B and providing penalties."

By Crismas: A Bill for an Act entitled, "An Act to prevent the introduction and spread of contagious diseases and dangerous insects among Potatoes and Vegetables, to permit the State Board of Horticulture to prescribe Rules and Regulations for the Inspection, Disinfection or Destruction thereof, and to fix fees and fines for violation of the same."

By Crismas: A Bill for an Act entitled, "An Act to amend Sections 1935 and 1936 as the same are designated and numbered in Section 1, Chapter 121, Session Laws of the Twelfth Legislative Assembly of the State of Montana."

By Macdonald (Flathead): A Bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, "An Act providing for the management and control of the timbered lands now owned by or hereafter to be acquired by the State of Montana, including protection of the timber growing thereon and the naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations, and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of Fire Wardens, providing for the expenses thereof, and prescribing penalties for the violation of this Act."

#### REPORTS OF STANDING COMMITTEES.

On motion of Healey, the Committee on Ways and Means was instructed to reconsider House Bill No. 46.

Anderson from the Committee on State Boards and Officers, reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 84, by Gallagher, being a Bill for an Act entitled, 'An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the Sheriff of each County to visit, in January and July of each year, every place within his County required by law to have a liquor license, to ascertain if the license law is being violated, to inspect and list licenses and report to the Board of County Commissioners,' respectfully beg leave to report that the same do pass."

On motion of Anderson, the report was adopted as read, and the Bill was referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers, reported as follows:

"Mr. Speaker: Your Committee on State Boards and Officers, to whom was referred House Bill No. 56, introduced by Day, being a Bill for an Act entitled, 'An Act creating the State Board of Health and providing for the appointment of its members and Secretary, and amending Sections 1474 and 1478 of the Revised Codes of Montana, relating to members of State Board of Health,' having had same under due consideration, beg leave to report the same back with the recommendation that the same be amended as follows:

That the words 'Chemist and Bacteriologist' in lines nine and ten of Section 1 be stricken out, and the words 'Pharmacist of ten years or more experience' be inserted in lieu thereof, and as amended that the Bill do pass."

On motion of Anderson, the report was adopted as read, and the Bill was referred to the Printing Committee.

Cavitt, Fishbaugh, Phillips, Hawks, Marsh, Gladden, Sales, Parker and Moore from the Committee on Agriculture, reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, to whom was referred House Bill No. 18, introduced by Gallagher, entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens,' having had said House Bill No. 18 under consideration, beg leave to report back the majority report of this Committee, with the recommendation that it do pass."

#### MINORITY REPORT.

Burns, Lord, Nutting, Rainey, Crismas and Wallin from the Committee on Agriculture, reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, to whom was referred House Bill No. 18, introduced by Gallagher, entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said lines,' beg leave to report the same back to the House with the recommendation that it be indefinitely postponed." Cavitt moved the adoption of the majority report.

Wallin offered a substitute motion that the report of the minority be adopted. Motion lost.

Cavitt's motion for the adoption of the majority report was duly carried.

On motion of Macdonald of Flathead, the House recessed until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

#### MESSAGES FROM THE GOVERNOR.

The following message from His Excellency, Governor S. V. Stewart, was received and read:

"Executive Office, Helena, Montana, January 18, 1915.

To the Senate and House of Representatives of the Fourteenth Legislative Assembly, Helena, Montana.

On Friday, the fifteenth instant, the Senate adopted the following motion: 'That the Senate Committee on Committees be instructed to name a special Committee of Three, who shall proceed at once upon a thorough investigation of the departments of the State government, and that on or before the fortieth day of this session, this Committee shall report back to the Senate the efficiency and the economy as to the administration of each department, and also as to the actual need or necessity of the existence of each and every department as viewed from the interest standpoint of the entire people of Montana. Their investigation shall include, and report thereon be made on all offices, bureaus, boards and commissions, the members of which are upon the pay-rolls of the State.

In the Committee's report of their findings to the Senate, they shall submit any Bills for remedial legislation in their minds justified by the existing conditions as found in this investigation. The Committee shall have full power to summon witnesses, administer oaths, compel the attendance of any person or persons, and have full access to all public records.'

In conformity with the terms of the motion, a Committee consisting of Senators Dwight, Edwards, and Grande was duly appointed to carry out the provisions thereof. The Committee has not yet begun its work, and I take this opportunity to address your Honorable Body with relation thereto.

The action of the Senate in this particular is a move in the right direction. A careful and complete investigation of all State offices and departments will most surely make for both efficiency and economy. Too often the people, and the Legislature as well, are unmindful of the fact that the business of the departments is largely done by mail, or by officers in the field, and the only actual knowledge of the methods and means of transacting the business is obtained by correspondence, or by conversation with the officials at some place about the state other than at the official headquarters. No adequate idea of the actual operation of an office of department can be thus obtained.

I am sure that I voice the wish of every State official, elective or appointive when I say to you that we are not only willing to be investigated, but that we court the fullest and closest scrutiny of all. We welcome an opportunity to have the work of the various officials scanned and appraised at its true worth by those who are able and well qualified to pass judgment thereon. If the work is up to the standard it will speak for itself; and if it is not of a proper degree of excellence, I assure you that we are most anxious to be advised of any possible deficiencies. All of this to the end that proper and necessary reforms may be wrought out, not alone by Legislative action but by all possible administrative and supervisory means.

To justify the maintenance of any department there should be necessity

therefor and efficiency as well as an economical administration thereof. No person has an inherent right to an office, and no office or department is sacred or should exist beyond the period of its usefulness, even though that office were created by you two years ago. It is for the law-making body to make such changes as may be necessary and expedient. It is for you to say what shall or shall not be done. You can only arrive at an intelligent determination of these problems after proper investigation.

The investigation, to be of real value to the State and to the taxpayers, to whom we are all ultimately responsible, should be full, comprehensive and fair. Partisanship should not obtain in any particular, and personalities should have no place.

No political party has any known monopoly of efficiency and economy. The investigation should be impartial and non-partisan. Those engaged should be representative of the Legislature at large and thereby, at least indirectly, representative of the people rather than of any party or faction. This must be the case in order for the findings and recommendations of the Committee to have any convincing character, or to carry such weight with both houses of your Honorable Body as to insure subsequent legislative enactment. This phase of the question suggests the advisability of having the different political parties represented and of having the committee a joint one, with a membership taken from both Houses of this Assembly.

I therefore respectfully suggest to you that the membership of the Committee contemplated in the Dwight motion be enlarged by the addition thereto of a suitable number of members of the House of Representatives.

Permit me to assure you that every official and employe of every department of State stands ready and willing to render all possible assistance in the very important work under consideration. Many States have permanent efficiency commissions. Montana is scarcely ready for such a permanent board, but a very good beginning may be made by this committee, and to that end we pledge you hearty and full co-operation.

I again repeat what I said in my message on the second day of this session: 'This Legislature has an opportunity to make a record in financial efficiency.' I sincerely hope this may be so.

S. V. STEWART, Governor."

Macdonald of Flathead offered the following Resolution:

"Whereas, the Honorable, the Senate of the State of Montana, has appointed a Committee of three to investigate the efficiency, management and needs of the various departments of the State government; and

Whereas, it is desirable in the interests of the public that the House of Representatives as well as the Honorable Senate have at its command all available information regarding the management of the State government;

Now, Therefore, Be It Resolved, That the Honorable Senate of the State of Montana be invited to take the initial steps for the appointment of a Joint Committee which shall undertake the work previously delegated by the Honorable Senate to a Committee composed exclusively of members of that branch of the Legislative Assembly; and

Be It Further Resolved, That the Chief Clerk of the House be instructed to immediately transmit a copy of this Resolution to the President of the Senate and also to the Chairman of the Committee heretofore appointed by that Honorable Body.

Macdonald moved the adoption of the Resolution. Carried.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment, to whom was referred House Bill No. 5, 'An Act making an appropriation for the purposes of defraying the expenses of making an exhibition of the Arts, Industries, Resources, Manufactures, and Products of the Soil, Ranges, Mines and Forests of the State of Montana, at the Panama-Pacific International Exposition to be held at San Francisco, California, in the year 1915, and at the Panama-Pacific Exposition to be held at San Diego in the year 1915,' beg leave to report the same as correctly enrolled."



McNally from the Committee on Affairs of Cities, reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having had under consideration House Bill No. 17, being a Bill for an Act entitled, 'An Act authorizing City and Town Councils to buy or condemn Real Estate, whether inside or outside of the corporate limits of the City or Town, for Park purposes, and to issue bonds of the City or Town for the purpose of paying for and improving such Parks,' beg leave to report the same back to the House with the recommendation that the same do pass."

On motion of McNally, the report was adopted as read, and the Bill was referred to the Printing Committee.

Dwyer, from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 110, a Bill for an Act entitled, 'An Act providing for the recording of affidavits and other instruments relating to the title to real estate, and permitting such instruments or records thereof to be introduced in evidence,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass."

On motion of McNally, the report was adopted as read, and the Bill was referred to the Committee on Printing.

Dwyer from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 97, a Bill for an Act entitled, 'An Act to make lawful certain agreements between Employes and Laborers, and to limit the issuing of injunctions in certain cases,' having had the same under due consideration, beg leave to report the same back with the recommendation that it do pass."

On motion of McNally, the report was adopted as read, and the Bill was referred to the Committee on Printing.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 104, a Bill for an Act entitled, "An Act to amend Section 3169 of the Revised Codes of Montana, 1907, concerning fees of the Clerk of the District Court and providing fees of the Clerk of the District Court and providing herein for the collection by said Clerk of a fee for issuing marriage license and recording certificate of marriage,' having had same under due consideration, beg leave to report that the same be amended as follows:

In Section 1, page 3, line 7, the words 'Five Dollars' be stricken out, and the words 'Two Dollars and Fifty Cents' be inserted in lieu thereof, and as amended recommend that same do pass."

On motion of McNally, report was adopted as read, and the Bill was referred to the Committee on Printing.

Einsel from the Committee on Printing, reported as follows:

"Mr. Speaker: We, your Committee, to whom was referred the printing of House Bill No. 23, No. 27, No. 39, No. 41, No. 50, No. 54, No. 59, No. 60, No. 61, No. 62, No. 63, No. 64, No. 65, No. 66 and 75, beg leave to report that the same have been returned correctly printed.

The foregoing Bills were placed on General File.

At this time Mr. Speaker announced that he was about to sign House Bill No. 5, and thereupon he proceeded to sign the same in open session.

#### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 119, by Cavitt: A Bill for an Act entitled, "An Act to prevent the shipment of dockage or screenings from the State of Montana, by elevators, warehousemen or where dockage has been separated from grains by the usual methods employed."

House Bill No. 120, by Wallin: A Bill for an Act entitled, "An Act making it a misdemeanor for a minor to misrepresent his or her age in order to procure intoxicating liquors, and providing a penalty therefor."

House Bill No. 121, by Nutting: A Bill for an Act entitled, "An Act governing the employment of stenographers, typists and clerks by the Senate and House of Representatives of the State of Montana."

House Bill No. 122, by Gladden: A Bill for an Act entitled, "An Act for



the submission to the qualified electors of the State of Montana of an amendment to Section 28 of Article 5 of the Constitution of the State of Montana, relating to officers and employes of the Legislative Assembly and providing for the letting by contract of all clerical work of each House."

House Bill No. 123, by Corr: A Bill for an Act entitled, "An Act to prevent blacklisting of Wage-workers and all other employes, or imposing conditions on the employment of such Wage-workers and other employes, other than as to the efficiency of such persons, and fixing penalties for the violation of this Act."

House Bill No. 124, by Page: A Bill for an Act entitled, "An Act to amend Section 8782 of the Session Laws of 1907 as amended by Section 31 of the Session Laws of 1913 relating to the Game Laws for the open season of deer and providing a penalty for violation thereof; to amend Section 8787 of the Session Laws of 1907 relating to the Game Laws for the open season for grouse, prairie chicken, fool-hen, sage-hen, pheasant and partridge and providing a penalty for violation thereof; to amend Section 8788 relating to the Game Laws for the open season for water fowl and providing a penalty for violation thereof."

House Bill No. 125, by Bechtel: A Bill for an Act entitled, "An Act declaring all Poll Taxes an unequal and unjust burden upon the propertyless class and repealing Section 2692 of the Revised Codes of the State of Montana of 1907."

House Bill No. 126, by Day: A Bill for an Act entitled, "An Act to amend Section 2081 of the Revised Codes of the State of Montana, providing for the establishment of fire limits in any unincorporated City or Town, and for the levy of taxes therein for fire purposes, and the disbursement thereof."

#### READING OF HOUSE BILLS.

House Bill No. 119 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 120 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 121 read first and second time by title only and referred to the Committee on House Employes.

House Bill No. 122 read first and second time by title only and referred to the Committee on House Employes.

House Bill No. 123 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 124 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 125 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 126 read first and second time by title only and referred to the Committee on Affairs of Cities.

#### COMMUNICATIONS AND PETITIONS.

Rasmussen offered a Resolution from the Bar Association at Dawson County relating to the appointment of an additional Judge in the Seventh Judicial District in case the proposed new counties are created.

Mr. Speaker at the request of Rasmussen referred the Resolution to the Committee on Judiciary.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion was today duly made and carried:

Moved by Senator Dwight that the Senate Committee on Committees be instructed to name a special Committee of three, who shall proceed at once upon a thorough investigation of the departments of the State Government, and that on or before the fortieth day of this Session, this Committee shall report back to the Senate the efficiency and the economy as to the administration of each department, and also as to the actual need or necessity of the existence of each and every department as viewed from the interest standpoint of the entire

people of Montana. Their investigation shall include, and report thereon be made on all offices, bureaus, boards and commissions, the members of which are upon the payrolls of the State.

In the Committee's report of their findings to the Senate, they shall submit all Bills for remedial Legislation in their minds justified by the existing conditions as found in this investigation. The Committee shall have full power to summon witnesses, administer oaths, compel the attendance of any person or persons, and have full access to all public records.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Public Morals reported as follows, which report was adopted:

"We, your Committee on Public Morals, in joint session with a like Committee of the House, having had under consideration certain requests made by the Woman's Civics Study League of Helena, relating to the employment of a chaperon for the lady employes of the Fourteenth Legislative Assembly, beg leave to submit the following report:

The insinuation that such protection is needed to keep these ladies from harm is an unwarranted and unjust reflection on their character and on the honor of every member of the Fourteenth Legislative Assembly. The members of both House and Senate are from the best citizenship of Montana, of known integrity and decent reputation. The young women who have been fortunate enough to secure positions during this session are respectable, hard-working girls, whose home lives are without blemish and whose previous reputations give no excuse whatever for such suggestions. It is an offense against decency and an attack upon everything men and women hold sacred, uncalled for, and inexcusable; and we, as a Joint Committee, unanimously find that there is no necessity whatever of any character for such action."

Respectfully,

(Signed) J. M. MINOR,  
(Signed) P. M. ABBOTT,  
(Signed) F. G. FISHBECK,  
(Signed) O. C. WILLETT,  
(Signed) GEO. H. STEVENS.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Resolution was today received, read and adopted:

Senate Resolution No. 3, introduced by Willett:

"Whereas, it has become apparent to the members of the Senate Fish and Game Committee that numerous Bills proposing changes and amendments in the existing game and fish Laws of the State of Montana, are about to be introduced into this Honorable Body, and

Whereas, it is the sense of the members of the Fish and Game Committee that it would be advisable and would facilitate the business of this body if these measures could be considered collectively and jointly with the like Committee of the House.

Therefore, Be It Resolved, That the Senate Committee on Fish and Game do postpone any Committee meetings until any legislator has had time and opportunity to present any measure dealing with the Fish and Game Laws of the State of Montana, and that at such time the Senate Committee on Fish and Game shall meet jointly with the like Committee of the House of Representatives and that if it is agreeable to that body, a Bill be presented dealing with such of the proposed changes as the Committee shall deem pertinent, this Bill be known as the Committee's Bill, and be it

Further Resolved, That copies of this Resolution be furnished to the press and that an invitation be extended to the sportsmen of Montana, particularly the members of the organized Rod and Gun Clubs to submit any suggestions or

plans which they deem would be of benefit to the State, should they be enacted into a law."

Very respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced into the Senate, and referred to the following Committees.

Senate Bill No. 43, by Whiteside: An Act to authorize High Schools in the State of Montana to establish Junior College Courses in such High Schools. Referred to the Committee on Education.

Senate Bill No. 44, by McCone: An Act to amend Section 3208 of the Revised Codes of Montana. Committee on Judiciary.

Senate Bill No. 45, by McCone: An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof, and to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, and Chapter 133 and Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913. Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 46, by McCone: An Act to amend Section 3206 of the Revised Codes of Montana. Committee on Counties, Towns and Municipal Corporations. Also,

Senate Resolution No. 3, by Willett: Relating to the Fish and Game Laws. Report adopted.

Very respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 18, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Resolution was today read and adopted:

Whereas, A Committee of the Senate has been appointed to conduct an investigation of all State departments at considerable expense, and

Whereas, such expense can only be met by joint action of the House and Senate, and

Whereas, joint action of the House and Senate will also be required to correct any conditions that may be found to need correction, and

Whereas, the House is entitled to courteous treatment in all matters,

Now Therefore, Be It Resolved: That the Committee of three heretofore named by the Senate be, and is hereby designated as a Joint Committee, and that the House be, and is hereby invited to appoint a like Committee of three members to act with said Senate Committee.

Signed: WHITESIDE.  
Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

On motion of Macdonald of Flathead, the Resolution adopted by the Senate, in regard to the Committee to investigate the State Offices, Boards, Departments and Bureaus, was acted upon promptly and Mr. Speaker appointed Day, Macdonald of Flathead and Morris as the above referred to Committee.

"Senate Chambers, Helena, Montana, January 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Resolutions were today introduced, and referred:

Senate Joint Resolution No. 4, introduced by the Committee on Education, 'A Joint Resolution asking for an amendment to the Constitution of the United States to prohibit polygamy.' Referred to the Committee on Public Morals.

Senate Joint Resolution No. 5, introduced by the Committee on Education, 'A Joint Resolution relative to aid from the Government of the United States for

industrial education and the inauguration and establishment of a National University and Department of Education.' Referred to the Committee on Printing.

Very respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

From the Senate to the House—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 5 has this day been read a third time, concurred in by the Senate, title agreed to and is herewith returned to the House.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 45, being an Act entitled, 'An Act making an appropriation for the purpose of defraying the expenses of making an exhibition of the Arts, Industries, Resources, Manufactures, and Products of the soil, ranges, mines and forests of the State of Montana at the Panama-Pacific International exposition to be held at San Francisco, California, in the year 1915, and at the Panama-California Exposition to be held at San Diego, California, in the year 1915,' beg leave to report as follows: Recommend that the Bill be concurred in.

(Signed) SELWAY, Chairman."

Report adopted. Said Bill No. 5 was referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, having had under consideration the matter of the cost of printing of bills for the Senate and House beg leave to submit the following:

Contract with State Publishing Company of Helena.

House and Senate Bills, per page per 100.....	\$0.35
House and Senate Bills, per page per 200.....	0.75
House and Senate Bills, per page per 300.....	0.95
House and Senate Bills, per page per 400.....	1.05

Contract runs from January 11, 1915 to January 11, 1917.

(Signed) R. N. HAWKINS, Clerk.

(Signed) SEN. DARROCH,

Chairman Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 3 was today signed by the President of the Senate, in open session.

Very respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 9, being an Act entitled, 'An Act to provide a normal Training Course in High Schools, and to prescribe the method of meeting the expense of such Normal Training Course,' today reported said bill with a recommendation that it do pass with the following amendment: Add to Section 11 the following: 'Instructors in such course shall have the same qualifications as are required of instructors in the State Normal School at Dillon.' Said Bill No. 9 was referred to the Printing Committee. Report adopted.

Also, Committee on Education, to whom was referred Senate Bill No. 8, being an Act entitled, 'An Act to amend Section Nine Hundred of Chapter IX of the General School Law, by adding thereto paragraphs providing for the examination of Normal students and the awarding of teachers' certificates to such



students,' report the same back with the recommendation that it do pass. Report adopted. Said Bill No. 8 was referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures, to whom was referred Senate Bill No. 19, being an Act entitled, 'An Act to prevent the spreading of Russian Thistles, Scotch Bull Thistles, Canada Thistles, Mustard and all noxious weeds, relating to the duties of owners, lessees, mortgages, occupiers and agents of lands and of district road supervisors, county attorneys, county commissioners, county treasurers and district courts; providing a penalty for the violation thereof; providing for appeals to the district court and supreme court, and repealing Sections 8871, 8872, 8873 and 8874 of the Revised Codes of 1907,' today reported said Bill with a recommendation that it do pass. Report adopted. Said Bill No. 19 was referred to the Printing Committee.

Above mentioned Committee also reported that Senate Bill No. 37, being an Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crops,' do pass. Report adopted, and said Senate Bill No. 37 referred to the Printing Committee.

Also, Committee on Agriculture and Manufactures, to whom was referred Senate Bill No. 31, being an Act entitled, 'An Act to provide a lien upon grains and seeds for the cost of the threshing thereof,' today reported said Bill with a recommendation that it do pass with the following amendment: In Section 2, after the word 'within' strike out the words 'Thirty Days' and insert in lieu thereof the words 'Sixty Days.' Report adopted and Bill referred to the Printing Committee.

Yours respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Judiciary Committee, to whom was referred Senate Bill No. 21, being a Bill for an Act entitled, 'An Act to amend Chapter 83 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, passed and approved March 13th, 1913, entitled, "An Act to provide for the regulation of the sale of articles by weight, measure or numerical count within the State of Montana; creating the office of the State Sealer of weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly'," today reported said Bill with a recommendation that it be indefinitely postponed. Report adopted.

Also, the Committee on Judiciary, to whom was referred Senate Bill No. 26, being a Bill for an Act entitled, 'An Act to regulate the business of making or compiling abstracts of title to real estate, and the requiring of bonds to be given by all persons, firms or corporations engaging in such business, and to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in such vocation, and providing for the violation thereof,' reported said Bill today with a recommendation that it do not pass. Report adopted.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 3, being a Bill for an Act entitled, 'An Act to amend Section 6376 of the Revised Codes of Montana of 1907, and to amend Chapter 80 of the Eleventh Session of the State of Montana,' today reported said Bill with a recommendation that same be indefinitely postponed. Report adopted.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 4, being a Bill for an Act entitled, 'An Act to provide for the regulation of the sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures, providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly,' today reported said Bill with a recommendation that it do pass, with the following amendments:

Section 1 to be amended as follows: "Section 1. The Secretary of State is hereby declared to be, and is, the Ex-officio State Sealer of Weights and Measures. The Auditor of each county in the State of Montana, and in counties wherein the office of Auditor does not exist, the Sheriff of such county is hereby declared to be the Deputy Sealer of Weights and Measures of their respective counties. The Sealers of Weights and Measures of each municipal corporation are hereby declared to be Deputy Sealers of Weights and Measures of their respective municipal corporations. All Deputy Sealers of Weights shall receive no compensation other than such as may be provided by law, and shall be paid by the county or municipal corporation respectively."

And that Section 5 be amended to read as follows: "Section 5. The State Sealer of Weights and Measures or the Deputy County Sealers of Weights and Measures, or the Inspector of Weights and Measures, must, in the discharge of his duties, inspect weights and measures upon the complaint provided for in Section 4 of this Act. The State Sealer of Weights and Measures shall prepare a certificate of suitable size to be attached or affixed to all weights and measures or measuring devices so tested. Said certificates shall bear a facsimile signature of the State Sealer of Weights and Measures, and shall be countersigned by the Inspector of Weights and Measures or the Deputy Sealer of Weights and Measures, or such Inspector of Weights and Measures as may be designated by any municipal corporation. The certificate, as prepared by the State Sealer of Weights and Measures, shall be numbered in consecutive order, and shall have printed or stamped upon such certificate the year, and shall be furnished to the Deputy Sealer of Weights and Measures of each county, or the Inspector of Weights and Measures in any municipal corporation by the State Sealer of Weights and Measures upon application therefor." Report adopted and said Bill No. 4 referred to Printing Committee.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 30, being a Bill for an Act entitled, "An Act repealing Chapter 13 and Chapter 6 of Section 21 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana," today reported the Bill with the recommendation that it do pass with the following amendments: Title amended to be read as follows: "An Act repealing Chapter 13 and Section 6 of Chapter 21 of the Sessions Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to Parole Commissioner," and to amend Section 2 to read as follows: "Section 2. Section 6 of Chapter 21 of the Session Laws of the Thirteenth Legislative Assembly be, and is hereby repealed." Report adopted and said Bill referred to Printing Committee.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 36, being an "Act to provide for the extending of incorporated cities and towns, and repealing all Acts and parts of Acts in conflict therewith," today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 35, being a Bill for an Act entitled, "An Act authorizing City and Town Councils to buy or condemn real estate whether inside or outside the corporate limits of the city or town for park purposes, and to issue bonds of the city or town for the purpose of paying for and improving such parks," today reported the Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 27, being a Bill for an Act entitled, "An Act to provide for the partial support of mothers who are dependent on their efforts for the maintenance of their children, and giving County Commissioners jurisdiction in such matters," today reported the Bill with the recommendation that said Bill be indefinitely postponed.

Also, Committee on Judiciary, to whom was referred Senate Bill No. 29, being an Act entitled, "An Act authorizing the payment of expenses and per diem of County Commissioners, and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners or Assessors of the State of Montana, when held within the State, or when called by the Governor or State Board of Equalization, and authorizing the payment by the several counties of their proportion of any incidental expenses approved by such meeting," today reported the Bill with the recommendation that it do pass with the fol-

lowing amendments: Insert in Line 6 of Section 1, after the word 'Montana,' the words 'not to exceed one such meeting in one year.' Insert in Line 6 of Section 2, after the word 'Montana,' the words 'not to exceed one such meeting in one year.' Report adopted. Bill referred to Printing Committee.

Yours respectfully,

NATHAN GODFREY, Secretary of the Senate."

January 15, 1915.

"Mr. Speaker: I am directed by the Senate to inform you that the following notices were this day given:

By Junod: An Act fixing the time for the opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere and providing penalties and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly, relating to the closing of saloons.

By Kinney: An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to demurrers.

By Kinney: An Act to amend Section 8992 and 9003 and 9006 of the Revised Codes of Montana of 1907, relative to removal of civil officers otherwise than by impeachment.

By Muffy: An Act regulating public printing for the State of Montana; the furnishing, under contract, of printing, engraving, embossing and lithographing, books, blank books, stationery, certificates and like materials for the various officers and departments of the State government; the sewing, mending, binding and covering of books, newspapers, manuscripts and maps; classifying the various kinds of such work and materials; the advertising for bids and the letting of contracts for each of said classes; providing for the employment or appointment, by the State Furnishing Board of a Clerk of Public Printing and fixing his bond, duties, compensation and term of office; prescribing penalties for the violation of the provisions of this Act and prosecutions thereof by the Attorney General and repealing all Acts or parts of Acts in conflict herewith.

By Oliver: An Act fixing the time for the opening and closing of saloons on Sunday in incorporated and unincorporated cities, towns, villages and elsewhere and providing penalties.

By Kane: An Act relating to compensation of injured workmen and compensation of their dependents, where such injuries result in death, creating an industrial insurance department, providing for the creation and disbursement of funds for its administration and for the compensation and care of workmen injured in extra hazardous employment, providing penalties for non-observance of regulations for prevention of injuries and for violation of this Act, asserting the police power, and, except in certain cases, abolishing the doctrine of negligence as ground for recovery of damages, and depriving Courts of jurisdiction of such controversies.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Dwyer Mr. Speaker reverted to the order of business.

#### REPORTS OF STANDING COMMITTEES.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: We, your Committee on Judiciary, to whom was referred House Bills as follows:

House Bill No. 30, a Bill for an Act entitled: 'An Act providing for the payment of deficiency claims for account of public Printing,' House Bill No. 32, a Bill for an Act entitled: 'An Act providing for the payment of deficiency claims for account of expense of Judges,' House Bill No. 48, A Bill for an Act entitled: 'An Act providing for the payment of deficiency claims for the care of prisoners,' House Bill No. 49, A Bill for an Act entitled: 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building,' House Bill No. 53, A Bill for an Act entitled: 'An Act providing for the payment of deficiency claims for the care of the Insane,' House Bill No. 55, A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the transportation of prisoners,' report said Bills back to the House with the statement that no valid constitutional objection having been presented, your Committee recommends that the bills be restored to their place on "General Orders". "

On motion of Dwyer, the report was adopted as read.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

McMahon in the Chair.

House resumed.

Mr. Speaker in the Chair.

McMahon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 30, a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for account of public printing;' Also, House Bill No. 32, a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for account of expense of Judges;' Also House Bill No. 48, a bill for an Act entitled 'An Act providing for the payment of deficiency claims for the care of prisoners;' Also House Bill No. 49, a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building;' Also, House Bill No. 53, a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of the Insane;' Also, House Bill No. 55, a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the transportation of prisoners;' having had the same under consideration, beg leave to report them back with the recommendation that they do pass.

Respectfully submitted,

McMAHON, Chairman Committee of the Whole."

On motion of McMahon, the report was adopted as read.

On motion of Day, the House adjourned at 3:40 o'clock p. m. until 11:00 o'clock a. m., Tuesday, January 19, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## SIXTEENTH DAY.

Tuesday, January 19, 1915.

#### MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present. Absent, Stone. Excused, None.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifteenth day and find same to be correct."

On motion of Shott, the report was adopted as read.

#### NOTICES OF BILLS.

The following notices of Bills were given:

By Lemmon: A Bill for an Act entitled: "An Act for the distribution to and among the several counties of the State of Montana entitled to receive the same, of the moneys derived from the National Forest Reserves in the State of Montana, now in the Treasury or hereafter received under any Act or Acts of Congress, providing for the distribution by the Federal Government of moneys received from Forest Reserves or otherwise, to any State or States, for road and school purposes."

By Bechtel: A Bill for an Act entitled: "An Act to amend Subdivision 4 of Section 507 of Chapter 5, which said Act is Chapter 76 of the Session Laws of the Thirteenth Regular Session of the Legislative Assembly of the State of Montana, relating to the power of School Trustees in all School Districts."

By Mason: A Bill for an Act entitled: "An Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid into the Fund known as the 'State Examiner's Fund,' by cities, towns and school districts."

By Sales: A Bill for an Act entitled, "An Act to amend Chapter Eighty-seven of the Session Laws of the Twelfth Legislative Assembly of the State of



Montana, having to do with the protection of game animals and game birds within a certain district in the State of Montana."

By Judiciary Committee: A Bill for an Act entitled: "An Act to provide for the recovery of attorneys fees in an action to establish a claim for salary or wages."

By Healey: A Resolution or Joint Memorial petitioning the United States Congress to take such action or pass such laws as may be necessary to give the inhabitants of Cook City and vicinity relief by re-establishing a United States Mail Service to said place.

By Choiniere: A Bill for an Act entitled: "An Act to prohibit the collection of fees for the securing of employment or furnishing information leading thereto, and fixing a penalty for violation thereof."

By Vidal: A Bill for an Act entitled: "An Act to amend Chapter 123 of the Laws of the State of Montana, Eleventh Regular Session enacted in 1909 relating to the sale of real estate for delinquent taxes.

By Dwyer: A Bill for an Act entitled: "An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its charter or articles of incorporation in the office of the Secretary of State of the State of Montana."

Speaker pro tem in the Chair.

### REPORTS OF STANDING COMMITTEES.

Doner, from the Committee on Engrossment, reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 53, 55, 49, 48, 30 and 32, beg leave to report same back to the House as correctly engrossed."

House Bills Nos. 53, 55, 49, 48, 30, 32 were placed on third reading.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 68, a Bill for an Act entitled, 'An Act to create Section 7167a of the Revised Codes of 1907, for the purpose of removing objections to the Constitutional Validity of Sections 7165, 7166 and 7167,' having had the same under due consideration, beg leave to report same back with the recommendation that the bill do not pass."

On motion of Dwyer, the report was adopted as read.

Dwyer, from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 93, a Bill for an Act entitled, 'An Act to provide for the recovery of costs and attorney's fees in the foreclosure of mechanic's liens,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass."

On motion of Dwyer, the report was adopted as read.

Dwyer, from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 83, a Bill for an Act entitled, 'An Act to amend Section 8293 of the Revised Codes of Montana of 1907, relating to the punishment of murder in the first degree,' having had the same under due consideration, beg leave to report same back with the recommendation that the bill do not pass."

On motion of Dwyer, the report was adopted as read.

Dwyer, from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 81, a Bill for an Act entitled, 'An Act providing for the indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith,' having had the same under due consideration, beg leave to report same back with the recommendation that the bill do pass."

On motion of Dwyer, the report was adopted as read.

On motion of Eliel, reports not giving the full title of Bills were re-referred to the various Committees for the proper procedure.

Rainey, from the Committee on Education, reported as follows:

"Mr. Speaker: Your Committee on Education, having had under consideration House Bill No. 35, introduced by Rasmussen, a Bill for an Act entitled, 'An Act to repeal sub-section 4 of Section 106 of Chapter 76 of the Session Laws of 1913, relating to the standards prescribed for the promotion to the high

school department,' beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Rainey, the report was adopted as read.

Lemmon, from the Committee on Railroads and Transportation, reported as follows:

"Mr. Speaker: Your Committee on Railroads and Transportation, to whom was referred House Bill No. 10, a Bill for an Act entitled, 'An Act providing for the protection and safety of railway or railroad employes engaged in the operation of freight trains within the State of Montana, and making unlawful certain acts or requirements by railway or railroad companies operating any freight train or trains within the State, and providing a penalty for the violation of the same,' having had the same under due consideration, beg leave to report back to the House with the recommendation that the bill do not pass."

On motion of Lemmon, the report was adopted as read.

Rainey, from the Committee on Education reported as follows:

"Mr. Speaker: Your Committee on Education, having had under consideration House Bill No. 37, introduced by Mackel, a Bill for an Act entitled, 'An Act providing that all public schools and all public buildings used for school purposes are to be open for public use as common meeting places for certain purposes, and fixing penalties for a violation of its provisions,' beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Rainey, the report was adopted as read.

Einsel, from the Committee on Printing, reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Number Four (4), Twenty-four (24), Eighty-seven (87) and Eighty-eight (88), beg leave to report the same have been returned correctly printed."

Bills 4, 24, 87 and 88 were placed on General File.

Guinn from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: Your Committee on Irrigation and Water Rights, to whom was referred for consideration House Joint Memorial No. 1, introduced by Dwight N. Mason, entitled a Memorial to Congress for the appropriation of the sum of \$500,000.00 for the purpose of irrigating certain lands on the Flathead Reservation, hereby beg leave to report to the House that the same do pass."

On motion of Guinn, the report was adopted as read and the bill was referred to the Printing Committee.

Mr. Speaker in the Chair.

### INTRODUCTION OF BILLS AND MEMORIALS.

The following Bills were introduced:

House Bill No. 127, by Mansur: A Bill for an Act entitled: "An Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to commission form of government for cities, providing for the election of officers therein, defining their duties and powers, and providing for their compensation."

House Bill No. 128, by McNally: A Bill for an Act entitled: "An Act providing for a stay of the order of sale, or execution for the period of one year, in cases of foreclosure of mortgages upon real property, and the redemption of such property by the owner or redemptioner thereof."

House Bill No. 129, by Coburn: A Bill for an Act entitled: "An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380a, 8380b and providing penalties."

House Bill No. 130, by Vidal: A Bill for an Act entitled: "An Act to amend Sections 7, 10 and 11, Chapter 130, Session Laws 1911, relating to the Sanitary Condition of Slaughter Houses; the method of procedure in condemning diseased meats; the issuing of licenses by the State Board of Health; and the employment of Special Inspectors."

House Bill No. 131, by Crismas: A Bill for an Act entitled: "An Act to amend Sections 1935 and 1936, as the same are designated and numbered in Section 1 of Chapter 121, Session Laws of the Twelfth Legislative Assembly of the State of Montana."

House Bill No. 132, by Kelly: A Bill for an Act entitled: "An Act relating to compensation of injured workmen, and compensation to their dependents where such injuries result in death, creating an industrial insurance department, providing for the creation and disbursement of funds for its administration and for the compensation and care of workmen injured in extra hazardous employment, providing penalties for non-observance of regulations, for prevention of injuries and for violation of this Act, asserting the police power, and except in certain cases, abolishing the doctrine of negligence as ground for recovery of damages, and depriving Courts of jurisdiction of such controversies."

House Bill No. 133, by Day: A Bill for an Act entitled: "An Act to amend Subdivision 4 of Section 7892 of the Revised Codes of Montana of 1907, with reference to the examination of witnesses."

House Bill No. 134, by Crismas: A Bill for an Act entitled: "An Act to prevent the introduction and spread of contagious diseases and dangerous insects among potatoes and vegetables, to permit the State Board of Horticulture to prescribe rules and regulations for the inspection, disinfection or destruction thereof, and to fix fees and fines for violation of the same."

House Bill No. 135, by Day: A Bill for an Act entitled: "An Act providing that in an action to recover damages for injury to the person, the court or judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such action."

House Bill No. 136, by Eliel: A Bill for an Act entitled: "An Act providing for compensation of Workmen, for the injuries sustained in the course of their employment, and fixing the liability of employers; defining dependents entitled to compensation in case of death of such injured workmen; providing the methods by which employers may elect to be subject, and employes may elect not to be subject, to the conditions of this Act; abrogating in certain cases the defenses of negligence and assumption of risk in actions to recover damages for personal injuries; creating the State Industrial Board, and defining its powers; providing for the creation of the State Accident Insurance Fund, and providing for the administration and disbursement thereof; providing for appeals from awards made by the State Industrial Accident Board; defining Insurance Carriers; providing penalties for violation of this Act, and appropriating money for carrying out its provisions."

#### READING OF HOUSE BILLS.

House Bill No. 127 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 128 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 129 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 130 read first and second time by title only and referred to the Committee on Sanitary Affairs.

House Bill No. 131 read first and second time by title only and referred to the Committee on Horticulture.

House Bill No. 132 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 133 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 134 read first and second time by title only and referred to the Committee on Horticulture.

House Bill No. 135 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 136 read first and second time at length and referred to the Committee on Public Utilities and State Commissions.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 18, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to

inform your Honorable Body that the following bills were today introduced into the Senate and referred to the following Committees:

Senate Bill No. 47, by Willett: An Act to prescribe the liability of an employer to make compensation by way of damages for injuries due to accident received by an employe arising out of and in the course of employment; modifying common law and statutory remedies in such cases; establishing an alternative elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder in certain cases. Committee on Compensation.

Senate Bill No. 48, by Kinney: An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to demurrers. Committee on Judiciary.

Senate Bill No. 49, by O'Shea: An Act to provide for State Insurance of all public buildings and contents; to provide for the valuation thereof; to provide the duties of public officers; to prevent any other manner of insurance on public property; to provide for the payment of insurance and to provide penalties for any violation of this Act. Committee on Insurance.

Senate Bill No. 50, by Hogan: An Act defining commission merchants, and to regulate the business of commission merchants in the State of Montana; providing for the licensing of such business, and the furnishing of bonds by such merchants; requiring certain books to be kept by such merchants; requiring notice to consignor of the receipt of produce by commission merchants, and statements after sale of produce to consignors; providing for a payment within specified time for goods received by commission merchants and sold by them; providing for complaints to the State Board of Horticulture and the revocation of licenses; providing for actions upon bonds furnished by commission merchants; prohibiting combinations, pools, etc., and providing penalties for violations of this Act. Committee on Judiciary.

Senate Bill No. 51, by Hogan: An Act providing for the creation of a Police Pension Fund Law in cities of the first and second class, and providing for a Police Pension Board, and prescribing the duty of said Board with reference to the care and distribution of said Fund. Committee on Towns, Counties and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 18, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills have this day been given:

By Annin: An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties.

By Byrnes: An Act relating to compensation of attorneys for services in an action for the injury to or death of a person, and providing penalties for the violation thereof.

By Dearborn: An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XVI of the Constitution of the State of Montana, relating to officers, their election and appointment, and their term of office other than officers named in the Constitution.

Respectfully yours,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 18, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Election and Privileges, to whom was referred Senate Bill No. 15, being a Bill for an Act entitled: 'An Act to provide for the nomination and election of officers on non-partisan tickets, and to prevent the nomination or election of candidates for such office on any other ticket,' today reported the Bill with the recommendation that it do pass. Report adopted and Bill referred to the Printing Committee.

Also, Senate Bill 42, being an Act to facilitate the publication of election returns was reported with the recommendation that it be indefinitely postponed, but on motion of Senator Whiteside was re-referred to the Committee on Election and Privileges.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of McNally, the House recessed until 2:00 o'clock P. M.



## AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

No objection being offered at this time, Mr. Speaker reverted to the order of business.

## MOTIONS AND RESOLUTIONS.

Hayes offered the following Resolution:

"Whereas, it is desirable that the Members of the House should be fully informed as to the provisions of the several Compensation Acts introduced,

Therefore, I move you that all such Bills be printed in pamphlet form for the use and information of the members." Motion duly seconded and carried.

At the request of Kelly, Mr. Speaker reverted to the order of business.

## REPORTS OF STANDING COMMITTEES.

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 34, a Bill for an Act entitled, 'An Act to provide for the payment of wages of employes and providing penalties for the violation thereof' respectfully beg leave to report that it be indefinitely postponed."

On motion of Kelly, the report was adopted as read.

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 20, a Bill for an Act entitled, 'An Act for the payment of wages of employes, and to provide penalties for the violation thereof,' respectfully beg leave to report that the words 'or domestic' in Section 1, line 2 be stricken out, and recommend that it do pass as amended."

On motion of Kelly, the report was adopted as read, and the Bill was referred to the Printing Committee.

Wells from the Committee on Livestock and Public Ranges, reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 78, a Bill for an Act entitled, 'An Act to amend Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana,' respectfully beg leave to report it back to the House with the recommendation that it do pass."

On motion of Wells, the report was adopted as read, and the Bill was referred to the Printing Committee.

Nutting from the Committee on Federal Relations, reported as follows:

"Mr. Speaker: We, your Committee on Federal Relations, having had under consideration Joint Memorial No. 3, a Joint Memorial entitled, 'A Petition urging upon the President and Congress of the United States, the immediate passage of such laws governing the operation and rulings of the Civil Service Commission of the United States as shall henceforth guarantee the full and equal rights of every public employe of this Nation as to matters political, civil and economic, on the same basis as that of every other American citizen,' respectfully beg leave to report the same back with the recommendation that it do pass."

On motion of Nutting, the report was adopted as read, and the Memorial was referred to the Printing Committee.

Nutting from the Committee on Federal Relations, reported as follows:

"Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Bill No. 51, a Bill for an Act entitled, 'An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States,' respectfully beg leave to report the same back to the House with the recommendation that it do pass." On motion of Nutting, the report was adopted as read, and the Bill was referred to the Printing Committee.

Nutting from the Committee on Federal Relations, reported as follows:

"Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Joint Memorial No. 2, 'A Petition to Congress to enact

Legislation validating all desert land claims made prior to March 23, 1914,' respectfully beg leave to report the same back to the House with the recommendation that it do pass." On motion of Nutting, the report was adopted as read, and the Memorial was referred to the Printing Committee.

Carpenter from the Committee on New Counties and Divisions reported as follows:

"Mr. Speaker: We, your Committee on New Counties and Divisions, having had under consideration House Bill No. 25, being a Bill for an Act entitled, 'An Act to provide for the organization, classification of new counties, for locating county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' beg leave to report that we will not report the Bill out of Committee before February 5th, or until Senate takes action on the Wells Bill."

Carpenter moved the adoption of the report as read.

Kelly offered as a substitute motion therefor that House Bill No. 25 be reported back to the House by next Thursday, January 21, 1915.

By a vote of 54 to 32, the substitute motion of Kelly was carried.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 70, a Bill for an Act entitled, 'An Act providing that Mortgages on Real or Personal Property shall not be subject to taxation,' respectfully beg leave to report the same back to the House with the recommendation that it do not pass." On motion of Franklin, the report was adopted as read.

Franklin from the Committee on Banks and Banking, reported as follows:

"Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 118, a Bill for an Act entitled, 'An Act authorizing the Board of County Commissioners of any new county which may have been organized pursuant to either the provisions of Chapter 112 of the Laws of the Twelfth Legislative Assembly, or Chapter 113 of the Laws of the Thirteenth Legislative Assembly, or created by a Legislative Enactment, or which may be hereafter organized or created, to issue and dispose of bonds for the payment of the indebtedness of the county, so as to permit such county to speedily conduct business on a cash basis,' respectfully beg leave to report the same back to the House with the recommendation that it do pass." On motion of Franklin, the report was adopted as read, and the Bill was referred to the Printing Committee.

Carpenter from the Committee on New Counties and Divisions reported as follows:

"Mr. Speaker: We, your Committee on New Counties and Divisions, having had under consideration House Bill No. 15, a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 133 of the Session Laws of the Thirteenth Legislative Assembly of 1913,' report the same back to the House with the recommendation that it do not pass." On motion of Carpenter, the report was adopted as read.

At the request of Nutting, Mr. Speaker reverted to the Order of Business.

#### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 137, by Nutting: A Bill for an Act entitled, "An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all Acts and parts of Acts heretofore existing and in conflict therewith."

#### READING OF HOUSE BILLS.

House Bill No. 137 read first and second time by title only and referred to the Committee on Ways and Means.

At the request of Willis, Mr. Speaker reverted to the order of business.

## NOTICES OF BILLS.

The following notices of Bills were given:

By Willis: An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the counties of Valley and Sheridan; to create the Sixteenth Judicial District of the State of Montana, to be composed of the counties of Hill and Blaine, and the county of Phillips, if the same shall hereafter be created; to recreate the Twelfth Judicial District of the State of Montana, to be composed of the counties of Chouteau and Toole; to change the boundaries of the Eighth and Twelfth Judicial Districts, respectively, to conform thereto; to provide for the assignment of the now presiding Judges of said Twelfth Judicial District to the Twelfth and Fifteenth Judicial Districts, respectively; and to provide for an additional Judge for said Sixteenth Judicial District as hereby created.

By Vidal: An Act to amend Section 1564, the Revised Codes of 1907, as the same appears after amendment by Chapter 66 of the Session Laws of the Twelfth Legislative Assembly, relating to the pollution of water supply.

By Burnett: A Bill for an Act requiring pitfalls, wells and shafts not safely guarded or protected by legal enclosures to be filled or covered in such a manner as herein provided so as to avoid any danger to livestock arising therefrom and providing a punishment for the violation of same.

On motion of Eliel, House Bill No. 136, was duly considered, read at length on its second reading.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders, with the express understanding that debate on any one measure would be limited to twenty minutes, and individual debate limited to five minutes.

## GENERAL ORDERS.

Higgins in the Chair.

House resumed.

Mr. Speaker in the Chair.

Higgins from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 23, a Bill for an Act entitled, 'An Act providing for the number of deputies allowed all County Attorneys in Counties of the first class and fixing the amount of their salaries,' having had the same under consideration, beg leave to report it back with the recommendation that it do pass. Also

House Bill No. 27, a Bill for an Act entitled, 'An Act to amend Sections 7561, 7562, 7563, 7567, 7568, and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to estate of deceased persons,' having had the same under consideration, report it back with the recommendation that it do pass, with the following amendment:

'Amend Section 6 by inserting at the beginning of the Section, the words, "Section 6. That Section 7570 of the Revised Codes is hereby amended to read as follows":' Also

House Bill No. 39, a Bill for an Act entitled, 'An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the cure of defects in sales of lands and personal property by executors, administrators and guardians,' having had same under consideration, beg leave to report it back with the recommendation that it do pass. Also

House Bill No. 41, a Bill for an Act entitled, 'An Act to amend Section 6847 of the Revised Codes of the State of Montana of 1907, relating to the cure of defects in Judicial Sales of Real Property,' having had same under consideration, beg leave to report same back with the recommendation that it do pass. Also

House Bill No. 50, a Bill for an Act entitled, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the officials thereof, and turned into the State Treasury,' having had same under consideration, beg leave to report that it do pass. Also

House Bill No. 54, a Bill for an Act entitled, 'An Act amending Sections Nos. 2, 6, and 29 of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a Commission Form of

Government for Cities, providing for the election of officers therein, defining their duties and powers and providing for their Compensation," having had same under consideration, beg leave to report the same back with the recommendation that it do pass. Also

House Bill No. 59, a Bill for an Act entitled, 'An Act providing for the payment of deficiency claim for account of Requisitions,' having had same under consideration, beg leave to report it back to the House with the recommendation that it do pass. Also

House Bill No. 60, a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company for cell work at the State Penitentiary,' having had same under consideration, beg leave to report same back to the House with the recommendation that it do pass. Also

House Bill No. 61, a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Independent Publishing Company for printing furnished as provided for by Section 6 of the Corrupt Practices Act,' having had same under consideration, beg leave to report the same back with the recommendation that it do pass, with the following amendment:

Amend Section 2 by striking out the figures "\$7,590.71" in line 10 and inserting in lieu thereof the words, 'Seven Thousand Five Hundred and Ninety and 71/100 (\$7,590.71) Dollars.' Also

House Bill No. 62, a Bill for an Act entitled, 'An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry,' having had same under consideration, beg leave to report same back with the recommendation that it do pass. Also

House Bill No. 63, a Bill for an Act entitled, 'An Act appropriating Fifteen and 40/100 (\$15.40) Dollars in payment of the claim of the State Publishing Company against the Department of the Coal Mine Inspector,' having had same under consideration, beg leave to report same back with the recommendation that it do pass. Also

House Bill No. 64, a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and Eighty-five Dollars (\$885.00) for Vault Equipment in the office of the Clerk of the Supreme Court,' having had same under consideration, beg leave to report it back with the recommendation that it do pass with the following amendment:

'Amend Section 2 by striking out in line 8 the figures "\$885.00" and inserting in lieu thereof the words, "Eight Hundred and Eighty-five (\$885.00) Dollars."' Also

House Bill No. 65, a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Sanders Memorial Association, amounting to the sum of One Hundred Twenty-nine and 81/100 (\$129.81) Dollars,' having had same under consideration, beg leave to report it back to the House with the recommendation that it do pass, with the following amendment:

'Amend Section 2 by striking out in line 9, the figures "\$129.81" and inserting in lieu thereof the words "One Hundred and Twenty-nine and 81/100 (\$129.81) Dollars."' Also

House Bill No. 66, a Bill for an Act entitled, 'An Act appropriating Fifty-seven and 12/100 (\$57.12) Dollars to the Estate of Nathan Herrmann for refund on account of over payment of inheritance tax paid on July 19, 1913,' having had same under consideration, beg leave to report it back with the recommendation that it be re-referred to the Committee on Appropriations. On motion of Day, the report was adopted as read.

Mr. Speaker excused Mr. Searles on account of the death of his sister, and appointed a Committee, consisting of Representatives Hayes, Gallagher and Mackel to draft a Resolution expressing the sorrow of the House.

On motion of McMahon, the House adjourned at 4:00 P. M. until 11:00 o'clock A. M., Wednesday, January 20, 1915.

Attest:

W. J. WALSH, Chief Clerk.

GEORGE L. RAMSEY, Speaker.



## SEVENTEENTH DAY.

Wednesday, January 20, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent: None.

Excused: Searles.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Sixteenth day and find same to be correct."

On motion of Shott, the report was adopted as read.

## NOTICES OF BILLS.

The following notices of Bills were given:

By Vidal: A Bill for an Act entitled, "An Act to provide for the construction of a fish hatchery adjoining the Giant Spring in Cascade County, Montana, and to appropriate money therefor."

By Mackel: A Bill for an Act entitled, "An Act to amend Sections 3225 and 3229 of the Revised Codes of the State of Montana, and providing that the right to hold office shall be unconditioned by property qualifications."

## REPORTS OF SELECT COMMITTEES.

The following report of Select Committees was received: "Resolution.

Whereas, The House has learned with profound sorrow of the death of Mrs. C. B. Batey of Missoula, Montana, sister of the Honorable Charles S. Searles, a member of this House from Mineral County,

Therefore, Be It Resolved, That this House do hereby express its deepest and most heartfelt sympathy with the Honorable Charles A. Searles and the members of his family, on account of their bereavement.

The Chief Clerk is hereby instructed to transmit a copy of this Resolution to the family of the bereaved member and also to enter the same upon the Journal.

Respectfully submitted.

(Signed) HAYES, Chairman,  
WILLIAM GALLAGHER,  
ALEXANDER MACKEL.

On motion of Hayes, the Resolution was adopted unanimously and the Committee discharged.

## REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received:

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Joint Memorial No. 1, a Resolution memorializing Congress for the building of one steel bridge with the County of Big Horn across the Big Horn River on the Crow Indian Reservation, respectfully beg leave to report same back to the House with the recommendation that it do pass."

On motion of Healey, the report was adopted as read, and Memorial was referred to the Committee on Printing.

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 100, being a Bill for an Act entitled, 'An Act to provide that all advertisements for help published during times of Industrial Disputes shall state that such disputes exist, and fixing penalties for the violation of this Act,' recommend that the word 'punishment' be stricken out in Section 2, line 5, and 'imprisonment' inserted, and beg leave to report it back to the House with the recommendation that it do pass as amended." On motion of Kelly, the report was adopted as read, and the Bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under con-

sideration House Bill No. 119, being a Bill for an Act entitled, 'An Act to prevent the shipment of dockage or screenings from the State of Montana by elevators, warehousemen or dealers in grain, except where dockage has been separated from grains by the usual methods employed, respectfully beg leave to report the same back with the recommendation that it do pass.' On motion of Wallin, duly carried, the Bill was recommitted to the Committee on Agriculture.

Einsel from the Committee on Printing, reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered Sixteen (16), a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 2 and 5 of Article XII of the Constitution of Montana, relating to Revenue and Taxation;' and Twenty-nine (29), a Bill for an Act entitled, 'An Act declaring all regular State, County and City Elections legal half holidays,' beg leave to report that the same have been returned correctly printed."

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 43, being a Bill for an Act entitled, 'An Act relating to coercing or compelling persons not to join labor organizations or coercing or compelling persons to cease membership in labor organizations, and providing for a penalty for the violation of this Act,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Kelly, the report was adopted as read, and the Bill was referred to the Printing Committee.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 69, being a Bill for an Act entitled, 'An Act concerning domestic relations and to prevent and punish desertion and non-support of wife or child or children, and providing for support bonds and suspension of trial sentence, and authorizing and directing the County Commissioners to work convicted persons and to pay certain moneys to the wife or child or children for labor performed by the convicted persons; and providing the evidence required to prove, and the punishment of such offences, and repealing Sections 8345 and 8346 and amending Section 3741 of the Revised Codes of 1907, relating to the care and custody of children,' having had same under due consideration, beg leave to report it back to the House with the recommendation that it do pass."

On motion of Bent, the report was adopted as read, and the Bill was referred too the Printing Committee.

Doner from the Committee on Engrossment reported as follows:

Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 23, 27, 39, 41, 50, 54, 59, 60, 61, 62, 63, 64, and 65, beg leave to report same back to the House as correctly engrossed."

The foregoing Bills were placed on Third Reading.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: We, your Committee on Ways and Means, to whom was referred House Bill No. 111, being a Bill for an Act entitled, 'An Act providing for the taxation of Attorney fees in Civil Actions in Justices' Courts,' herewith return the same to the House with the recommendation that it be referred to the Committee on Judiciary."

On motion of Macdonald, the report was adopted as read, and the Bill was re-referred to the Committee on Judiciary.

#### INTRODUCTION OF BILLS.

The following Bills were introduced. Those introduced by the Committee on Appropriations were introduced without previous notice:

House Bill No. 138, by Willis: A Bill for an Act entitled, "An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the counties of Valley and Sheridan; to create the Sixteenth Judicial District of the State of Montana, to be composed of the counties of Hill and Blaine, and the county of Phillips, if the same shall hereafter be created; to recreate the Twelfth Judicial District of the State of Montana, to be composed of the coun-

ties of Chouteau and Toole; to change the boundaries of the Eighth and Twelfth Judicial Districts; respectively to conform thereto; to provide for the assignment of the now presiding Judges of said Twelfth Judicial District to the Twelfth and Fifteenth Judicial Districts, respectively; and to provide for an additional Judge for said Sixteenth Judicial District, as hereby created.

House Bill No. 139, by Sales: A Bill for an Act entitled, "An Act to amend Chapter 87 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, having to do with the protection of game animals and game birds within a certain district in the State of Montana."

House Bill No. 140, by Appropriation Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Thomas Fox, stenographer to the Bureau of Child and Animal Protection and Adjutant General."

House Bill No. 141, by Choiniere: A Bill for an Act entitled, "An Act to prohibit the collection of fees for the securing of employment or furnishing information leading thereto, and fixing a penalty for violation thereof."

House Bill no. 142, by Burnett: A Bill for an Act entitled, "An Act requiring pitfalls, wells and shafts, not safely guarded or protected by legal enclosures, to be filled or covered in such a manner as herein provided so as to avoid any danger to livestock arising therefrom and providing a punishment for the violation of same."

House Bill No. 143, by Bechtel: A Bill for an Act entitled, "An Act to amend sub-division 4 of Section 507 of Chapter 5, which said Act is Chapter 76 of the Session Laws of the Thirteenth Regular Session of the Legislative Assembly of the State of Montana, relating to the powers of school trustees in all School Districts."

House Bill No. 144, by Mason: A Bill for an Act entitled, "An Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid into the fund known in the law as the 'State Examiner's Fund,' by cities, towns and school districts."

House Bill No. 145, by Dwyer: A Bill for an Act entitled, "An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its charter or articles of incorporation in the office of the Secretary of State of the State of Montana."

House Bill No. 146, by Judiciary Committee: A Bill for an Act entitled, "An Act to provide for the recovery of attorney's fees in an action to establish a claim for salary or wages."

House Bill No. 147, by Vidal: A Bill for an Act entitled, "An Act to amend Section 1564, the Revised Codes of 1907, as the same appears after amendment by Chapter 66 of the Session Laws of the Twelfth Legislative Assembly, relating to the pollution of water supply."

House Bill No. 148, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary."

House Joint Memorial No. 4, by Healey: A Resolution or Joint Memorial petitioning the United States Congress to take such action or pass such laws as may be necessary to give the inhabitants of Cook City and vicinity relief by re-establishing a United States Mail Service to said place."

House Bill No. 140 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 138 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 139 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 141 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 142 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 143 read first and second time by title only and referred to the Committee on Education.

House Bill No. 144 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 145 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 146 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 147 read first and second time by title only and referred to the Committee on Sanitary Affairs.

House Bill No. 148 read first and second time at length and referred to the Committee on Appropriations.

House Joint Memorial No. 4 read first and second time by title only and referred to the Committee on Federal Relations.

#### CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE.

The following messages from His Excellency, the Governor, and the Senate were considered.

"January 19, 1915.

The Speaker, House of Representatives, Helena, Montana: I have the honor to advise you that I have this day approved and deposited with the Secretary of State the following House Bills:

No. 3: An Act making an appropriation of money for the incidental expenses of the Fourteenth Legislative Assembly of the State of Montana.

No. 5: An Act making an appropriation for the purposes of defraying the expenses of making an exhibition of the Arts, Industries, Resources, Manufactures, and Products of the soil, ranges, mines and forests of the State of Montana, at the Panama-Pacific International Exposition to be held at San Francisco, California, in the year 1915 and at the Panama-California Exposition, to be held at San Diego in the year 1915.

S. V. STEWART, Governor."

"Senate Chambers, Helena, Montana, January 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Sanitary Affairs, to whom was referred Senate Bill No. 20, being a Bill for an Act entitled, 'An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to the County Boards of Health, and to the appointment of County Health Officers,' today reported the Bill with the recommendation that it do pass.

Report adopted, and Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 38, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment relating to intoxicating liquors, and prohibiting the introduction into, manufacture of, and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing the penalty for the violation thereof,' today reported said Bill with the recommendation that action on same be delayed until Monday, January 25th, and that upon said day, it shall be taken up and disposed of and reported out of said Committee. Report adopted.

Said Committee also reported House Bill No. 11, being a Bill for an Act entitled, 'An Act to repeal Chapter 118 of the Session Laws of 1911, as amended by Chapter 133 of the Session Laws of 1913, relating to the creation, classification and organization of new counties,' and Senate Bill No. 45, being a Bill for an Act entitled, 'An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof; and to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, and Chapters 133 and 135 of



the Session Laws of the Thirteenth Legislative Assembly of 1913,' with the recommendation that action be delayed on said House Bill No. 11 and Senate Bill No. 45 until Friday, February 5th, at which time action shall be taken on same to the end of reporting out said Bills.

Also, same Committee reported Senate Bill No. 46, being a Bill for an Act entitled, 'An Act to amend Section 3206 of the Revised Codes of Montana,' with the recommendation that the title be amended, and Senator Edwards was made a Committee of one to amend title to same. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Printing Committee, to whom were referred Senate Bills Nos. 6, 13, 8, 36, 30, 31, 35, Substitute for Senate Bill No. 23, and Senate Joint Resolution No. 5, today reported said Bills and Resolution as correctly printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"January 19, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Abbott: A Bill to amend Sections 209, 210, 211, 215, 216 of the Revised Codes of Montana of 1907, and Section 214 of the Revised Codes of Montana of 1907, as amended by Section 2 of Chapter 93 of the Session Laws of 1911, relative to the regulation and defining the powers and duties of the State Examiner, and the State Examiner's Fund.

By McCone: An Act to amend Section 1 of Chapter 411 of Chapter 72 of the Acts of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to Guide Boards on public highways.

By McCone: An Act designating a day to be known as 'Good Roads Day.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following measures were today considered by the Committee of the Whole:

Senate Joint Resolution No. 5, being a Joint Resolution relative to aid from the Government of the United States for Industrial Education and the Inauguration and Establishment of a National University and Department of Education, recommend that it be adopted, after being amended as follows: By striking out in line 32 of the printed Bill the words, 'be it further' and all of the lines 33, 34, 35 and 36. Also

Senate Bill No. 6, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XIII of the Constitution of the State of Montana, relating to public indebtedness,' reported same with the recommendation that it do pass. Report adopted and Bill referred to the Printing Committee. Also

Senate Bill No. 8, being a Bill for an Act entitled, 'An Act to amend Section 900 of Chapter IX of the General School Law, by adding thereto paragraphs providing for the examination of Normal students, and the awarding of Teachers' Certificates to such students,' reported same with the recommendation that it do pass. Report adopted and Bill referred to the Printing Committee. Also

Senate Bill No. 13, being a Bill for an Act entitled, 'An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to create and appoint a State Tax Commission; to define the duties and powers thereof; to provide for the appointment of County Boards of Appraisers; to define the duties and powers thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers; to provide for the enforcement of its provisions; to punish violations thereof, and to appropriate funds to carry this Act into effect", reported same

with the recommendation that it do pass. Report adopted and Bill referred to Printing Committee. Also

Senate Bill No. 30, being a Bill for an Act entitled, 'An Act repealing Chapter 13 and Section VI of Chapter 21 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to Parole Commissioner,' reported same with a recommendation that it do pass. Report adopted and Bill referred to Printing Committee. Also

Senate Bill No. 31, being a Bill for an Act entitled, 'An Act to provide a lien upon grains and seeds for the cost of the threshing thereof,' reported same with a recommendation that it do not pass. Report adopted. Also

Senate Bill No. 35, being a Bill for an Act entitled, 'An Act authorizing City and Town Councils to buy or condemn real estate, whether inside or outside of the corporate limits of the City or Town for park purposes; and to issue bonds of the City or Town for the purpose of paying for, and improving such Parks,' reported said Bill with a recommendation that it do pass. Report adopted and Bill referred to Printing Committee. Also

Senate Bill No. 36, being a Bill for an Act entitled, 'An Act to provide for the extending of incorporated cities and Towns, and repealing all Acts and parts of Acts in conflict therewith,' reported said Bill with the recommendation that it do pass. Report adopted and Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced into the Senate and referred to the following Committees:

Senate Bill No. 52, by Kane: An Act relating to compensation of injured workmen, and compensation to their dependents where such injuries result in death; creating an Industrial Insurance Department; providing for the creation and disbursement of funds for its administration, and for the compensation and care of workmen injured in extra-hazardous employment; providing penalties for non-observance of regulations for prevention of injuries, and for the violation of this Act; asserting a police power; and, except in certain cases, abolishing the doctrine of negligence as ground for the recovery of damages; and depriving courts of jurisdiction of such controversies. Committee on Compensation.

Senate Bill No. 53, by Byrnes: An Act relating to ocompensation of attorneys for services in an action for the injury to, or death of a person, and providing penalties for the violation thereof. Committee on Compensation.

Senate Bill No. 54, by Annin: An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties. Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 55, by Dearborn: An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XVI of the Constitution of the State of Montana, relating to officers, their election or appointment, and their terms of office, other than officers named in the Constitution. Committee on Counties, Towns and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF HOUSE BILLS.

House Bill No. 30 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybel, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sander-son, Schanek, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith

of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87. Noes: None.

Absent and not voting: Burns, Cavitt, Coburn and Prosser—4.

Excused: Day and Searles—2.

Title agreed to and Bill transmitted to Senate for concurrence.

House Bill No. 32, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Carpenter, Cariher, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—83. Noes: : None.

Absent and not voting: Burnett, Burns, Cavitt, Coburn, Hawks, Hogan, Kelly, McDonald of Teton, Prosser—9.

Excused: Searles—1.

Title agreed to and Bill transmitted to Senate for concurrence.

House Bill No. 48 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Burnett, Carpenter, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: None.

Absent and not voting: Burns, Cariher, Coburn, Harmon, Johnson, Kelly, Prosser—7.

Excused: Searles—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Day Mr. Speaker reverted to the order of business.

#### CONSIDERATION OF MESSAGES FROM THE SENATE.

The following message was received from the Senate:

“Senate Chambers, Helena, Montana, January 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 56, being a Bill for an Act entitled, ‘An Act to amend Sections 62 and 63, and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana of 1907, relating to the number, designation, election and appointment of officers and employes of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana of 1907, relating to the powers and duties of officers and employes of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly, entitled, “An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly,” which was introduced by the Committee on Mileage, having been read three several times and passed, title agreed to, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

On motion of Day, Mr. Speaker reverted to the order of business.

## INTRODUCTION OF BILLS.

The following Bill was received from the Senate and introduced in the House: Senate Bill No. 56, introduced by Special Joint Committee of the Senate and House on Officers and Employees of the Legislative Assembly: A Bill for an Act entitled, "An Act to amend Sections 62 and 63 and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana, 1907, relating to the number, designation, election and appointment of officers and employees of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana, 1907, relating to the powers and duties of officers and employees of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly entitled, 'An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly'."

## READING OF SENATE BILLS.

Senate Bill No. 56 read first and second time by title only and referred to the Committee on House Employees.

On motion of Day, Mr. Speaker reverted to the order of business.

## REPORTS OF STANDING COMMITTEES.

McCarthy, from the Committee on House Employees, reported as follows:

"Mr. Speaker: Your Committee on House Employees, to whom was referred Senate Bill No. 56, being a Bill for an Act entitled, 'An Act to amend Sections 62 and 63 and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana, 1907, relating to the number, designation, election and appointment of officers and employees of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana, 1907, relating to the powers and duties of officers and employees of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly"', having had same under consideration, beg leave to report same back with the recommendation that it be concurred in."

On motion of McCarthy, the report was adopted as read.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of Senate Bill No. 56.

## GENERAL ORDERS.

Morris in the Chair.

House resumed.

Mr. Speaker in the Chair.

Morris, from the Committee of the Whole, reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 56, being a Bill for an Act entitled, 'An Act to amend Sections 62 and 63 and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana, 1907, relating to the number, designation, election and appointment of officers and employees of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana, 1907, relating to the powers and duties of officers and employees of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly, entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly"', having had the same under consideration, report the same back to the House with the recommendation that it be concurred in, with the following amendments: Amend Section 4 by inserting after the words, 'Sergeant-at-Arms' in line 6, the words, 'Bill Clerk and Reading Clerk,' and striking out the words, 'Bill Clerk and Reading Clerk' in lines 6 and 7, where they now occur."



On motion of Morris, the report was adopted as read.

On motion of Day, Mr. Speaker reverted to the order of business,

### THIRD READING OF SENATE BILLS.

On motion of Day, Senate Bill No. 56 was considered correctly engrossed and placed on Third Reading for concurrence.

On motion of Day, a recess was taken until 2:00 o'clock p. m.

### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

On motion of Day, third reading of Senate Bill No. 56 was suspended and the bill was recommitted to the General File for further consideration.

### THIRD READING OF HOUSE BILLS.

House Bill No. 49 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Choiniere, Coburn, Corr, Corwin, Crismas, Day, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hawks, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—81.

Noes: None.

Absent and not voting: Sales, Bent.—2.

Excused: Cavitt, Collins, Dwyer, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles.—10.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 53 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Choiniere, Coburn, Corr, Corwin, Crismas, Day, Doney, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hawks, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—82.

Noes: Mason.—1.

Absent and not voting: None.

Excused: Cavitt, Collins, Dwyer, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles.—10.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 55 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Choiniere, Coburn, Corr, Corwin, Crismas, Day, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hawks, Hayes, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—82.

Noes: None.

Absent and not voting: Healey.—1.

Excused: Cavitt, Collins, Dwyer, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles.—10.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 23 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Carpenter, Cariher, Choiniere, Corr, Corwin, Crismas, Day, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Graybeal, Guinn, Hall, Hawks, Hayes, Healey, Henry, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Sales, Schanck, Schmidt, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Wells, Willis, Mr. Speaker.—59.

Noes: Bechtel, Booth, Burnett, Burns, Coburn, Fousek, Gladden, Harper, Hedrick, Higgins, Jorgenson, McDonald of Teton, Mackel, Mansur, Moore, Rundle, Sanderson, Scott, Sedgwick, Smith of Missoula, Stone, Vidal, Wallin, Wilde.—24.

Absent and not voting: None.

Excused: Cavitt, Collins, Dwyer, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles.—10.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 27 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Choiniere, Coburn, Corr, Corwin, Crismas, Day, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hawks, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker.—81.

Noes: None.

Absent and not voting: Kelly, Wells.—2.

Excused: Cavitt, Collins, Dwyer, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles.—10.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 39 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Burnett, Carpenter, Cariher, Choiniere, Coburn, Corr, Corwin, Crismas, Day, Doner, Dwyer, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hawks, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—77.

Noes: Burns.—1.

Absent and not voting: Foltz, Moore, Rundle, Scott, Sedgwick.—5.

Excused: Bent, Cavitt, Collins, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles.—10.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 41 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Coburn, Corr, Corwin, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Shott, Shrump, Smith of Missoula,

Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker—78. Noes: None.

Absent and not voting: Jorgensen, Moore, Schanek, Sedgwick, Wells—5.

Excused: Cavitt, Collins, Crismas, Eliel, Harmon, Hills, Marsh, Minnick, Rainey, Searles—10.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Day, the further Third Reading of House Bills was suspended and the House resolved itself into a Committee of the Whole for the reconsideration of Senate Bill No. 56, on General Fils.

### GENERAL ORDERS.

Morris in the Chair.

House resumed.

Mr. Speaker in the Chair.

Morris from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the whole, to whom was referred Senate Bill No. 56, being a Bill for an Act entitled, 'An Act to amend Sections 62 and 63 and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana, 1907, relating to the number, designation, election and appointment of officers and employes of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana, 1907, relating to the Powers and Duties of Officers and Employes of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly entitled, 'An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly,' having had same under consideration, beg leave to recommend that it be concurred in." Also

House Bill No. 75, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim against the State of Montana of Maurice S. Weiss and Zeb Melhorn of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building in Helena, Montana,' having had the same under consideration, beg leave to report it back with the recommendation that it do pass as amended:

Amend Section 2 to include the words as well as figures.

Also, House Bill No. 4, being a Bill for an Act entitled, 'An Act to provide for the assistance and support of women whose husbands are dead are are inmates of some Montana State Institution or who are physically or mentally unable to work and who have a child or children dependent for support wholly or partly upon their labor,' having had same under consideration, beg leave to report it back with the recommendation that it do not pass, and that the enacting clause be stricken therefrom. Also

House Bill No. 16, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 2 and 5 of Article XII of the Constitution of Montana, relating to Revenue and Taxation,' having had same under consideration, beg leave to report it back with the recommendation that the same be recommitted to the Committee on Ways and Means." On motion of Morris, the reports were adopted as read.

On motion of Day, Mr. Speaker reverted to the order of business.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 56, having been read three several times was concurred by the following vote:

Ayes: Anderson, Baxter, Bent, Bompart, Booth, Burnett, Burns, Carpenter, Carlier, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanagan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hayes, Hawks, Healey, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Moe, Morris, Nutting, Ostle, Page, Phillips, Prosser, Schmidt, Shott, Shrump, Stone, Sullivan, Wells, Wilde, Willis, Mr. Speaker—57.

Noes: Baldwin, Bechtel, Coburn, Corwin, Easton, Gallagher, Gladden, Hall, Harper, Hedrick, Higgins, Lusk, Mackel, Moore, Parker, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Wallin—26.

Absent and not voting: Vidal—1.

Excused: Cavitt, Collins, Eiel, Harmon, Hills, Marsh, Minnick, Rainey, Searles—9.

Title agreed to and Bill returned to the Senate.

On motion of McNally, the House adjourned at 4:40 o'clock P. M. until 11:00 o'clock A. M., Thursday, January 21, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## EIGHTEENTH DAY.

Thursday, January 21, 1915.

### MORNING SESSION.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, January 21, 1915.

The Speaker, House of Representatives, Helena, Montana:

Transmitted herewith is a letter from Dr. W. J. Butler, State Veterinary Surgeon of the State of Montana, together with certificate of appraisal of animals destroyed during the prevalence of the recent outbreak of the foot and mouth disease.

Your attention is particularly directed to the statement of Dr. Butler that the destruction of stock occurred in the protective measures taken to prevent the spread of this disease.

The disease first showed in the States east of us, and was brought into this State in shipments of cattle that had passed inspection and were healthy, so far as appearances went at the time of shipment, but had in fact been exposed to the disease.

The foot and mouth disease is most contagious and while it is not necessarily fatal, it is ruinous to stock values. While the animals may not and do not always die from the infection, they are so affected as to make them practically worthless.

It is entirely possible that a large number of the animals included in the destroyed list would never have contracted the disease had they been allowed to go to their ultimate destination within the State of Montana. However, the chances were too great and the Government authorities, acting in conjunction with our State officials, deemed it wise to take the precautionary measures which ensued. Even though some of the animals slaughtered might not have been affected, yet if only a small part of the bands that had been exposed had contracted the disease, they would have spread it to such an extent as to involve the stock interests of this State in losses that would have reached into millions of dollars—not only in cattle, but in other stock as well. In addition to this, it is a demonstrated fact that the disease often attacks human beings, especially children. Children usually contract it through the use of milk from affected cows.

There is no doubt that the very stringent measures employed stamped out the disease in this State and prevented any great spread of it. At the same time, the loss involved in the destruction of the cattle owned by the few individuals who were unfortunate enough to be caught with exposed stock is necessarily great. I agree with the State Veterinary Surgeon that this State should, if the same can be legally accomplished, recompense the owners of stock de-



stroyed, and especially in view of the fact that the Federal Government pays one-half of the value. It is not fair to require the owners of stock slaughtered to prevent the spread of this disease to bear the whole burden of damage involved in the prevention of the spread of the disease. All measures employed were for the benefit of the general public and for the common good, and as nearly as possible, the incident loss should fall upon all alike.

I therefore respectfully suggest to the Legislative Assembly the justice of making suitable reparation to the owners of stock as enumerated in the list furnished by Dr. Butler.

S. V. STEWART, Governor."

The foregoing message, together with the attachments thereto, which included a letter from the State Veterinary Surgeon, W. J. Butler, and a certificate of appraisal of animals from the United States Department of Agriculture, Bureau of Animal Industry, were referred to the Committee on Appropriations.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Seventeenth day and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following notices of Bills were given:

By Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to provide for a system of criminal identification in the State of Montana, the duties of the sheriffs and police officers in connection therewith, providing for the appointment of a Superintendent of Criminology, prescribing his duties and fixing his compensation."

By Hayes: A Bill for an Act entitled, "An Act to provide for the assistance and support of women whose husbands are dead or inmates of some Montana State Institution or who are physically or mentally unable to work and who have a child or children dependent for support wholly or partly upon their labor."

By Harmon: A Bill for an Act entitled, "An Act giving the assent of the State of Montana to the provisions and requirements of the Act of Congress approved May 8, 1914, entitled, 'An Act to provide for co-operative agricultural Extension work between the Agricultural Colleges in the several states receiving the benefits of the Act of Congress approved July 2, 1862, and of Acts supplemental thereto, and the U. S. Department of Agriculture'."

By Sales: A Bill for an Act entitled, "An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with and a department of the Montana Agricultural College at Bozeman, Montana."

By Dwyer: A Bill for an Act entitled, "An Act to repeal Section 41 of Chapter 74 of the Laws of 1913."

By Mackel: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article 9 of the Constitution of the State of Montana, relating to the qualifications of voters."

By Fousek: A Bill for an Act entitled, "An Act to amend Section 3214 of the Revised Codes of the State of Montana, 1907, relating to the extension of the Corporate limits of any city or town."

By McDonald (of Teton): A Bill for an Act entitled, "An Act appropriating money for and authorizing the payment of certain pay due officers of the National Guard of Montana."

By Willis: A Bill for an Act entitled, "An Act to amend Section 2897 of the Revised Codes of Montana of 1907, relating to county printing."

By Choiniere: A Bill for an Act entitled: "An Act providing that operators of coal mines shall furnish shot firers in mines, where shooting and blasting is done."

By Willis: A Bill to repeal Chapter 83 of the Acts of the Thirteenth Legislative Assembly, entitled: "An Act to provide for the regulation and sale of articles by weight or numerical count within the State of Montana, creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for

the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly."

### REPORTS OF STANDING COMMITTEES.

The following reports of Standing Committees were received:

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bill No. 75, beg leave to report same back to the House as correctly engrossed."

Bent from the Committee on Public Morals, Charities and Reforms, reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 91, being a Bill for an Act entitled: "An Act to amend Section 14 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly, having to do with the appointment of probation officers to look after and care for delinquent children in the several counties of the State," having had the same under due consideration, beg leave to report it back to the House with the recommendation that the bill be indefinitely postponed."

On motion of Bent, the report was adopted as read.

Bent from the Committee on Public Morals, Charities and Reforms, reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 120, being a Bill for an Act entitled: 'An Act making it a misdemeanor for a minor to misrepresent his or her age in order to procure intoxicating liquors, and providing a penalty therefor,' beg leave to report same back to the House with the recommendation that it do pass."

On motion of Bent, the report was adopted as read, and the bill was referred to the Printing Committee.

Carpenter from the Committee on New Counties and Divisions, reported as follows:

"Mr. Speaker: We, your Committee on New Counties and Divisions, having had under consideration House Bill No. 25, being a Bill for an Act entitled: 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' beg leave to report on account of amending the bill, will not be able to bring in final report today, and would ask for an extension of two more days."

On motion of Carpenter, the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 137, being a Bill for an Act entitled: 'An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all Acts and parts of Acts heretofore existing and in conflict therewith,' herewith return the same to the House with the recommendation that it be referred to the Committee on Irrigation and Water Rights."

On motion of Macdonald of Flathead, the report was adopted as read and the bill was re-referred to the Committee on Irrigation and Water Rights.

Bent from the Committee on Public Morals, Charities and Reforms, reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 129, being a Bill for an Act entitled: 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Section 8380a and 8380b and providing penalties,' beg leave to report it back to the House with the recommendation that this bill do pass."

On motion of Bent, the report was adopted as read and the bill was referred to the Committee on Printing.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 73, being a Bill for an Act entitled: 'An Act to submit to the

qualified electors of the State of Montana an amendment to Section 2 of Article 12 of the Constitution of the State of Montana relating to exemptions from taxation,' having had the same under consideration, recommend that Section 2 of said bill be amended as follows: Insert the words 'religious or' in line 8 between the words 'educational' and 'purposes.' Strike out all of the Section following the word 'taxation' in line 12 and insert: "The Legislative Assembly may authorize the exemption from taxation for a period not exceeding five years, the increased valuation of real estate in process of reclamation or preparation for cultivation, and may also provide for the exemption from taxation of evidence of debt secured by mortgages of record upon real or personal property.' Your committee further recommends that as so amended the bill do pass."

On motion of Macdonald, the report was adopted as read and the bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: The Committee on Ways and Means, to whom was referred House Bill No. 125, being a Bill for an Act entitled: 'An Act declaring all Poll Taxes an unequal and unjust burden upon the propertyless class, and repealing Section 2692 of the Revised Codes of the State of Montana of 1907,' beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Macdonald, the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: The Committee on Ways and Means, to whom was referred House Bill No. 46, being a Bill for an Act entitled: 'An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses,' beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Macdonald, the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: The Committee on Ways and Means, to whom was referred House Bill No. 16, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 2 and 5 of Article XII of the Constitution of Montana relating to revenue and taxation,' beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Macdonald, the report was adopted as read.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 105, being a Bill for an Act entitled: 'An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of probation officers in Judicial Districts, specification of their duties, and providing further compensation,' beg leave to report it back to the House with the recommendation that it do pass."

On motion of Bent, the report was adopted as read and the bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee to whom was referred the printing of House Bills Number Seventeen (17), a Bill for an Act entitled: 'An Act authorizing city and town councils to buy or condemn real estate, whether inside or outside of the corporate limits of the city or town, for park purposes, and to issue bonds of the city or town for the purpose of paying for and improving such parks,' Eighteen (18), a Bill for an Act entitled: 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens,' Fifty-six (56), a Bill for an Act entitled, 'An Act creating the State Board of Health and providing for the appointment of its members and secretary, and amending sections 1474 and 1478 of the Revised Codes of Montana, relating to members of State Board of Health,' Eighty-four (84), a Bill for an Act entitled: 'An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of each county to visit, in January and July of each year, every place within his county required by law to have a liquor license, to ascertain if the license law is being violated, to inspect and list licenses and report to the Board of County Commissioners,' Ninety-seven

(97), a Bill for an Act entitled: 'An Act to make lawful certain agreements between employes and laborers, and to limit the issuing of injunctions in certain cases,' One Hundred and Ten (110), a Bill for an Act entitled: 'An Act providing for recording affidavits and other instruments relating to the title of real estate, and permitting such instruments or records thereof to be introduced in evidence,' beg leave to report that the same have been returned correctly printed."

On motion of Einsel, the report was adopted as read, and the foregoing bills were placed on General File.

McNally from the Committee on Affairs of Cities, reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having had under consideration House Bill No. 126, being a Bill for an Act entitled: 'An Act to amend Section 2081 of the Revised Codes of the State of Montana, providing for the establishment of fire limits in any unincorporated city or town, and for the levy of taxes therein for fire purposes, and the disbursement thereof,' beg leave to report the same back to the House with the recommendation that the bill do pass."

On motion of McNally, the report was adopted as read and the bill was referred to the Committee on Printing.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having had under consideration House Bill No. 112, being a Bill for an Act entitled: 'An Act to amend Section 8381 of the Revised Codes of Montana for the year 1907, relating to the sale, giving or delivery of tobacco and cigarette paper to minors,' beg leave to report the same back to the House with the recommendation that the same do not pass."

On motion of McNally, the report was adopted as read.

McNally from the Committee on Affairs of Cities, reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 31, being a Bill for an Act entitled: 'An Act for the submission to the qualified electors of the State of Montana, an amendment to Section 6, Article XIII of the Constitution of the State of Montana, relating to the indebtedness of cities and towns,' beg leave to report the same back to the House with the following amendment: In Section 2, line 26, that the word 'or' be stricken out after the word 'plants,' and inserted in lieu thereof the words 'and Street Railway,' and as amended recommend that the same do pass."

On motion of McNally, the report was adopted as read and the Bill was, as amended, referred to the Committee on Printing.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 80, being a Bill for an Act entitled: 'An Act to provide for the extending of incorporated cities and towns and repealing all Acts and parts of Acts in conflict therewith,' beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of McNally, the report was adopted as read.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 114, being a Bill for an Act entitled: 'An Act to prohibit ring and prize fighting, boxing and sparring contests and other fights and contentions where the object is to inflict physical injury upon participants, and to prohibit persons from promoting, aiding, abetting, encouraging or instigating the same, and to provide penalties for violation thereof,' beg leave to report that the majority of the Committee recommend that the same do not pass."

#### MINORITY REPORT.

Rixon, Eliel, Baldwin, Carpenter and Fousek, being a minority of the Committee on Affairs of Cities, reported as follows:

"Mr. Speaker: We, the undersigned, being the minority of the House Committee on Affairs of Cities to whom was referred House Bill No. 114, being a Bill for an Act entitled: 'An Act to prohibit ring and prize fighting, boxing and sparring contests and other fights and contentions where the object is to inflict physical injury upon participants, and to prohibit persons from promoting, aiding, abetting, encouraging or instigating the same and to provide penalties for violation



thereof,' having had the bill under consideration, beg leave to report herewith a recommendation that the said bill do pass."

McNally moved the adoption of the majority report.

Rixon moved as a substitute therefor the adoption of the minority report.

On motion of Higgins, duly carried, the bill was referred to the Committee on Judiciary for further consideration.

### INTRODUCTION OF BILLS.

The following bills were introduced:

House Bill No. 149, by Mackel: A Bill for an Act entitled: "An Act to amend Sections 3225 and 3229 of the Revised Codes of the State of Montana, and providing that the right to hold office shall be unconditioned by property qualifications."

House Bill No. 150, by Higgins: A Bill for an Act entitled: An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law."

House Bill No. 151, by Guinn: A Bill for an Act entitled: "An Act to amend Section 20 of the law known as a Bill to propose by initiative petition a law to provide for party nominations by direct vote, relating to the official ballot, the form of and the manner of voting at primary elections."

House Bill No. 152, by Macdonald of Flathead: A Bill for an Act entitled: "An Act to amend Section 11 and Section 14 of Chapter 147 of the Session laws of 1909, entitled: 'An Act providing for the management and control of the timbered lands now owned by or hereafter to be acquired by the State of Montana, including protection of the timber growing thereon and the naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations, and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of fire wardens, providing for the expenses thereof, and prescribing penalties for the violation of this Act'."

### READING OF HOUSE BILLS.

House Bill No. 149 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 150 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 151 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 152 read first and second time by title only and referred to the Committee on Conservation of Resources.

### CONSIDERATION OF MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana.

House of Representatives, Helena, Montana—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Mileage, to whom was referred Senate Bill No. 56, being an Act entitled, a Bill for 'An Act to amend Sections 62 and 63 and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana of 1907, relating to the number, designation, election and appointment of officers and employes of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana of 1907, relating to the powers and duties of officers and employes of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly, entitled: "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly";' today recommended that said Bill do pass. Report adopted. Bill referred to printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Larson: An Act to provide that brands or other marks upon animals running at large shall be prima facie evidence of ownership."

By Brownlee: An Act changing and defining the boundaries of Sweet Grass and Stillwater Counties.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 20, 1915.

House of Representatives, Helena, Montana.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred Senate Bill No. 42, being a Bill for an Act entitled, 'An Act to facilitate the publication of election returns,' today recommended that said bill do pass with the following amendments: Section III to be amended by striking out the word 'messenger' in line three of said section, and the words 'or mail' in line four of said section and inserting in lieu thereof the words 'mail or by messenger when the same can be done without expense.' Also by striking out all of Sections four and five; and renumbering Section six to read number 'five,' and by renumbering Section Eight to read number 'six.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 20, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 9, being a Bill for an Act entitled, 'An Act to provide a Normal Training Course in High Schools, and to prescribe the method of meeting the expense of such Normal Training Courses,' and also Senate Bill No. 29, being a Bill for an Act entitled, 'An Act authorizing the payment of the expenses and per diem of County Commissioners and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners or Assessors of the State of Montana, when held within the State, or when called by the Governor or State Board of Equalization, and authorizing the payment by the several counties of their proportion of any incidental expenses approved by such meetings,' today reported that said Bills were correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 20th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills this day were introduced and referred as follows:

Senate Bill No. 56, introduced by Special Joint Committee of the Senate and House on Officers and Employes of the Legislative Assembly. A Bill for an Act entitled, 'An Act to amend Sections 62 and 63 and to repeal Sections 65 and 66 of Article III, Chapter II of the Revised Codes of Montana, 1907, relating to the number, designation, election and appointment of officers and employes of the Legislative Assembly; also to amend Section 74 and to repeal Section 75 of Article IV, Chapter II of the Revised Codes of Montana, 1907, relating to the powers and duties of officers and employes of the Legislative Assembly; also amending Chapter 37 of the Laws of the Thirteenth Legislative Assembly entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly";' read first and second time and referred to Committee on Mileage, January 20th, 1915. Also

Senate Bill No. 57, introduced by McCone, a Bill for an Act entitled, 'An Act designating a day to be known as "Good Roads Day";' read first and second time and referred to Committee on Roads and Highways. Also

Senate Bill No. 58, introduced by McCone, a Bill for an Act entitled, 'An Act to amend Section 1, Chapter VII of Chapter 72 of the Acts of the Thir-

teenth Legislative Assembly of the State of Montana of 1913, relating to Guide Boards on Public Highways,' read first and second time and referred to Committee on Roads and Highways. Also

Senate Bill No. 59, introduced by Abbott, a Bill for an Act entitled, 'An Act to amend Sections 209, 210, 211, 215, 216 of the Revised Codes of Montana of 1907, and section 214 of the Revised Codes of Montana of 1907, as amended by Section 2 of Chapter 93 of the Session Laws of 1911, relative to the regulation and defining the Powers and Duties of the State Examiner and the State Examiner's Fund,' read first and second time and referred to Committee on Banks and Banking, January 20, 1915.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 20, 1915.

House of Representatives, Helena, Montana—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Dairies and Dairying, to whom was referred Senate Bill No. 40, being a Bill for an Act entitled, 'An Act regarding the sale of imported meats, lard and dairy products within the State of Montana,' today reported said Bill with the recommendation that said Bill do pass with the following amendments: That Section 1 be amended to read as follows:

"Section 1. Every person, company or corporation, selling or offering for sale in the State of Montana such food products as meat, lard, eggs, butter or any other dairy products, imported from foreign countries, shall affix by pasting upon such food products sold or offered for sale, or upon the case or package in which such food products may be contained, a label upon which shall be printed the name of the country or countries from which such product has been imported, the date when shipped and the date when received by the person, company or corporation selling or offering same for sale.

"That Section 2 be amended by inserting after the word "person" in the first line of said Section the words "Company or corporation".

Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Anderson, the House took a recess until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House convened at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Mr. Speaker at this time announced that he was about to sign Senate Bill No. 56, and thereupon he proceeded to sign the same in open session.

#### THIRD READING OF HOUSE BILLS.

House Bill No. 75, having been read three several times was passed by the following vote:

Ayes: Baxter, Bent, Bompert, Booth, Burnett, Carpenter, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Fishbaugh, Flanigan, Foltz, Franklin, Gladden, Guinn, Harmon, Hawks, Hedrick, Kelly, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Moe, Morris, Nutting, Prosser, Rainey, Rixon, Sales, Sanderson, Searles, Sedgwick, Shrumpp, Smith of Missoula, Smith of Lewis and Clark, Stone, Wells, Mr. Speaker—47.

Noes: Anderson, Baldwin, Bechtel, Burns, Corr, Doner, Easton, Einsel, Fousek, Gallagher, Graybeal, Hall, Harper, Hayes, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lord, Mackel, Marsh, Mason, Minnick, Moore, Ostle, Page, Parker, Rasmussen, Rundle, Schanek, Schmidt, Shott, Scott, Sullivan, Vidal, Wallin, Wilde, Willis—42.

Absent and not voting: Carher, Cavitt, Eliel, Phillips—4.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 50 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Glad-

den, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86. Noes: None.

Absent and not voting: Cariher, Cavitt, Eliel, Foltz, Kelly, Phillips, Schanck—7.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 54, having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86. Noes: None.

Absent and not voting: Cariher, Cavitt, Crismas, Hayes, Lemmon, McDonald of Teton, Phillips—7.

Title agreed to and Bill transmitted to Senate for concurrence.

House Bill No. 59 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—88. Noes: None.

Absent and not voting: Cariher, Cavitt, Jorgensen, Lemmon, Phillips—5.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 60 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wells, Wilde, Willis, Mr. Speaker—84.

Noes: Corwin, Hayes, Page, Stone—4.

Absent and not voting: Bent, Cariher, Coburn, Phillips, Wallin—5.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 61 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills,



Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: None.

Absent and not voting: Cariher, Cavitt, Dwyer, Fousek, Hogan, Phillips—6.

Excused: Burnett, Day—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 62 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87. Noes: None.

Absent and not voting: Cariher, Cavitt, Flanigan, Hawks, Hogan, Phillips—6.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 63 having been read three several times was passed by the following vote:

Ayes: Anderson, Bechtel, Bent, Bompert, Booth, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—75. Noes: None.

Absent and not voting: Cariher, Cavitt, Harmon, Jorgensen, Marsh, Phillips, Scott—7.

Excused: Baldwin, Baxter, Burnett, Doner, Eliel, Fousek, Healey, Kiley, McNally, Macdonald of Flathead, Smith of Lewis and Clark—11.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 64 having been read three several times was passed by the following vote:

Ayes: Anderson, Bechtel, Bompert, Booth, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Henry, Higgins, Hills, Johnson, Jorgensen, Kelly, Lemmon, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—69.

Noes: None.

Absent and not voting: Bent, Burns, Cariher, Cavitt, Easton, Hedrick, Lord, Lusk, Marsh, Minnick, Phillips—11.

Excused: Baldwin, Baxter, Burnett, Carpenter, Doner, Eliel, Fousek, Healey, Hogan, Kiley, McNally, Rixon, Smith of Lewis and Clark—13.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Day, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

## GENERAL ORDERS.

Harmon in the Chair.

House resumed.

Mr. Speaker in the Chair.

Harmon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 24, a Bill for an Act entitled, 'An Act to amend Section 4 of Chapter 5 of Chapter 72, being an Act known as the General Highway Law, as enacted by the Thirteenth Legislative Assembly of the State of Montana, relating to the letting of contracts for bridges and submitting plans and specifications for same, having had same under consideration, beg leave to report same back with the recommendation that same do pass as amended. Also

House Bill No. 29, a Bill for an Act entitled, 'An Act declaring all regular state, county and city elections legal half holidays,' having had same under consideration, beg leave to report same back with the recommendation that the enacting clause be stricken from the Bill. Also

House Bill No. 87, a Bill for an Act entitled, 'An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of Record to make rules for their government and the government of its officers; providing that in case of the failure or refusal of any District Court to adopt and promulgate rules of Court, the Supreme Court may, upon application of any interested party, adopt rules for the government of such Court and prescribing a penalty for the violation of such rules so adopted by the Supreme Court,' having had same under consideration, beg leave to report same back with the recommendation that same do pass. Also

House Bill No. 83, a Bill for an Act entitled, 'An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms of, Sessions of Court which may be held in a District having more than one Judge; the Departments into Which such Court may be divided; directing the apportionment of business of the Court among the Judges thereof; providing that in case of failure to make such apportionment of business by the Judges of said Court, the Supreme Court may, upon application of any interested person, make an order apportioning such business and providing that a failure or refusal of any District Judge to carry out the orders of the Supreme Court shall constitute a contempt of the Supreme Court,' beg leave to report that having had same under consideration, report it back with the recommendation that it do pass." On motion of Harmon, the report was adopted as read.

On motion of Gallagher, duly seconded by McMahon, the House adjourned at 4:00 o'clock P. M. until 11:00 o'clock A. M., Friday, January 22, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

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## NINETEENTH DAY.

Friday, January 22, 1915.

### MORNING SESSION.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent: Easton, Rundle.

Excused: Kiley, Eliel.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Eighteenth day and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following notices of Bills were given:

By Johnson: A Bill for an Act entitled, "An Act relating to the disposi-

tion of Revenues derived from Forest Reserves under the Act of Congress of May 23rd, 1908.

By Vidal: A Bill for an Act entitled, "An Act relating to and regulating the recovery of damages for the publication of libel in newspapers."

By Fousek: A Bill for an Act entitled, "An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14, 1913, entitled, 'An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, and 3429 of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, "An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of the State of Montana, of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and city or town clerk of such city or town, approved March 2nd, 1911;' and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana, and the bonds and warrants issued, or to be issued, to defray the costs and expenses incurred or to be incurred, in the construction of the improvements made or to be made in any such districts, and the assessments levied, or to be levied, in any such districts to defray the costs of making the improvements therein, and repealing all Acts or parts of Acts in conflict herewith.'"

By Hedrick: A Bill for an Act entitled, "An Act to amend Section 8416 of the Revised Codes of the State of Montana of the year 1907, relating to gambling.

By Wilde: A Bill for an Act entitled: "An Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly and fixing the fees to be paid into the State Examiner's Fund."

By Wells: A Bill for an Act entitled, "An Act to amend Section 7892 of the Revised Codes of Montana of 1907, relating to Witnesses."

By Willis: A Bill for an Act entitled, "An Act relating to the Construction, Use and Maintenance of all Electrical Construction, Appliances and Apparatus, and providing a penalty for the violation thereof."

By McNally: A Bill for an Act entitled, "An Act to appropriate money for improvements at the State Tuberculosis Sanatorium."

By Guinn: A Bill for an Act entitled, "An Act repealing Section 2091 Chapter 16, of the Revised Codes of Montana, relating to the trespassing of livestock.

By Lusk: A Bill for an Act entitled, "An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof."

By Lusk: A Bill for an Act entitled, "An Act to amend Chapter 7 of the Revised Codes of 1907 of the State of Montana, relating to false personation and cheats, by inserting after Section 8684 sub-section to be known as sub-section 8684-A."

By Bechtel: A Bill for an Act entitled, "An Act amending Sections 503 and 505 of the Revised Codes of Montana of 1907, relating to the appointment and political status of judges and clerks of election."

By Wells: A Bill for an Act entitled, "An Act to repeal Sections 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915 and 1916 of the Revised Codes of 1907, relating to bounties on wild animals, and Chapters 49 and

50 of the Session Laws of the Twelfth Legislative Assembly, relating to bounties, and Chapter 91 of the Session Laws of the Thirteenth Legislative Assembly, relating to bounty claims."

By Burnett: A Bill for an Act entitled, "An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractors, to create a State Board of Examination and Registration, to provide for the appointment of same, to establish Rules and Regulations governing said Board, to provide a curriculum, and establish a standard of efficiency, to provide prerequisites and establish a fee for examination, to provide for the disposal of the fund arising from said fee, to regulate the holding of meetings of said Board and issuance of license to practice Chiropractic, to provide a penalty for practicing Chiropractic without a license as provided by this Act and to repeal all Acts and parts of Acts in conflict herewith."

#### REPORTS OF STANDING COMMITTEES.

The following reports of Standing Committees were received:

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 140, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, stenographer to the Bureau of Child and Animal Protection and Adjutant General.' Also

House Bill No. 148, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary,' respectfully beg leave to report both of said Bills back to the House with the recommendation that they do pass."

On motion of Day, the report was adopted as read and the Bills were referred to the Committee on Printing.

Crismas from the Committee on Horticulture reported as follows:

"Mr. Speaker: We, the House Committee on Horticulture, to whom was referred House Bill No. 134, being a Bill for an Act entitled, 'An Act to prevent the introduction and spread of contagious diseases and dangerous insects among potatoes and vegetables, to permit the State Board of Horticulture to prescribe rules and regulations for the inspection, disinfection or destruction thereof, and to fix fees and fines for violation of the same,' having had the said Bill under consideration, beg leave to recommend that the said Bill do pass."

On motion of Crismas, the report was adopted as read, and the Bill was referred to the Committee on Printing.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 24, 87, and 88, beg leave to report same back to the House as correctly engrossed."

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 14, being a Bill for an Act entitled, 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized shall constitute the University of Montana; providing for the control, and supervision thereof by the State Board of Education; authorizing said State Board to employ a Chancellor of the University of Montana requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institution; prescribing a seal for the University of Montana and its custody, and the affixing of same to certain



documents, degrees, papers and instruments; defining the jurisdiction and authority of the presidents of the several institutions composing the University of Montana, and repealing all Acts and parts of Acts in conflict with this Act,' having had the same under consideration, beg leave to report it back to the House with the recommendation that it do not pass."

#### MINORITY REPORT.

Higgins, Jorgensen and Scott from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, the undersigned, being a minority of your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 14, being a Bill for an Act entitled, 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte and the State Normal School at Dillon, and such departments of said Institutions as may hereafter be organized shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said Board to employ a Chancellor of the University of Montana requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said Institutions; prescribing a seal for the University of Montana and its custody, and the affixing of same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the presidents of the several institutions composing the University of Montana, and repealing all Acts and parts of Acts in conflict with this Act,"' having had said Bill under consideration, beg leave to report same back to the House with the recommendation that same do pass."

Hogan moved the adoption of the majority report.

Higgins moved as a substitute therefor the adoption of the Minority report.

The substitute motion prevailed and the Bill was referred to the Committee on Printing.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 21, being a Bill for an Act entitled, 'An Act providing for and relating to the assessment for the purposes of taxation of the real estate owned by National and State Banks and Banking Corporations, and the assessment for taxation purposes and the payment of taxes on shares of stock in National and State Banks and Banking Corporations, and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith,' beg leave to recommend that the said Bill be amended as follows:

Amend Section 2 by striking out the word 'if' following the words 'referred to' in line 7, together with the whole of lines 8, 9, 10, 11, 12 and 13 of said Section and insert the following:

'The said Bank or other Banking Corporation herein referred to shall be liable for the payment of the said tax. If such is not paid on or before the 30th day of November of each year at six o'clock P. M., the said tax shall become delinquent and shall be collected in the same manner and be subject to the same laws as all other delinquent taxes.'

'Strike out the whole of Section 3 and re-number the following Sections so that Section 4 shall become Section 3, Section 5 shall become Section 4 and Section 6 shall become Section 5.' And that as so amended, the Bill do pass.'

On motion of Macdonald, the report was adopted as read and the Bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 89, being a Bill for an Act entitled, 'An Act

to regulate the Issuance of Licenses of Retail Liquor Dealers in cities, towns, villages or camps containing a population of less than one hundred,' respectfully beg leave to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary."

On motion of Sullivan, the report was adopted as read and the Bill was referred to the Committee on Judiciary.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 40, being a Bill for an Act entitled, 'An Act to extend the boundaries of Lewis and Clark County and to alter the boundaries of Jefferson County to conform thereto,' respectfully beg leave to report the Bill back to the House with the recommendation that it do not pass."

On motion of Mason, the report was adopted as read.

Crismas from the Committee on Horticulture reported as follows:

"Mr. Speaker: We, your Committee on Horticulture, to whom was referred House Bill No. 131, being a Bill for an Act entitled, 'An Act to amend Sections 1935 and 1936, as the same are designated in Section 1 of Chapter 121, Session Laws of the Twelfth Legislative Assembly of the State of Montana,' having had the said Bill under consideration, beg leave to recommend that same do pass."

On motion of Crismas, the report was adopted as read and the Bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 22, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article 12 of the Constitution of the State of Montana, creating a County Board of Equalization and a State Board of Equalization and prescribing the powers and authority and duties of such Boards,' having had same under consideration, beg leave to report same back to the House with the recommendation that it do pass." On motion of Morris, the report was adopted as read and the Bill was referred to the Committee on Printing.

Healey from the Committee on Highways, reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 58, being a Bill for an Act entitled, 'An Act to repeal Chapter 78 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to establish a Montana State Highway Commission, defining its duties and powers and providing for its compensation, providing for a State Highway Commission Fund and appropriating money therefor,"' having had the said Bill under consideration, beg leave to report the same back to the House with the recommendation that it do not pass."

Healey moved the adoption of the report.

Johnson moved as a substitute that the report be not adopted and that the Bill be printed.

Substitute motion prevailed and the Bill was referred to the Committee on Printing.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 146, being a Bill for an Act entitled, 'An Act to provide for the recovery of attorneys fees in an action to establish a claim for salary or wages,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Committee on Printing.

Dwyer from the Committee on Judiciary reported the following Bills with the recommendation that they do not pass:

House Bill No. 103, being a Bill for an Act entitled, "An Act to amend Section 5853 of the Revised Codes of Montana, 1907, relating to Negotiable Instruments."

House Bill No. 90, being a Bill for an Act entitled, "An Act to require deeds, contracts of conveyances and mortgages on real and personal property to express on their face value in dollars of the consideration involved in the instrument or transfer,"

House Bill No. 94, being a Bill for an Act entitled, "An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of court in counties where a session of court is not or cannot be held by a Judge thereof or in any county where the business of the Court is not dispatched with reasonable promptness and providing that the Chief Justice of the Supreme Court may, upon application of an interested person, require some District Judge to hold court in said County for such time as may be specified in the order."

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 107, being a Bill for an Act entitled, 'An Act authorizing counties to issue bonds or warrants to produce seed grain for needy farmers resident therein,' having had the same under due consideration recommend that same be amended as follows:

That the title of said Bill be amended to read, 'A Bill for an Act entitled, "An Act authorizing Counties to issue bonds or warrants to procure seed grain for needy farmers resident therein; providing for advertising and receiving bids for the purchase of said bonds; providing for the depositing of the money realized from the sale of such bonds; providing for the creation of a sinking fund for the purpose of purchasing seed grain; providing for the distribution of said seed grain among the needy farmers; providing for the levying of a tax and lien against the property of the person to whom said grain has been distributed, and for the security to the County of the payment by said person of the tax and lien against said property; providing penalties for the violation of said Act,"'

Also that the last word in the first line of Section 1, Page 1, be changed from 'any' to 'the.'

That the word 'County' in line eleven of Section 3, Page Two between the words 'said' and 'may' be stricken out and the word 'Board' be inserted therefor;

That in line six, page seven, Section 14, the word 'less' between the words 'not' and 'then' be stricken out and the word 'more' be inserted in lieu thereof;

That in line eleven, page seven, Section 14, the words 'register of deeds' be stricken out and the words 'clerk and recorder' be inserted in lieu thereof;

That Section 17 be amended by striking out all the words following the word 'misdemeanor' in line eight of said Section;

That Section 18 be amended by inserting between the words 'in' and 'the' in line four of said Section, the following 'the payment of expenses of publication and administration and in';

That Section 7, page three be amended by striking out the word 'and' being the last word in line four of said Section and by striking the word 'fifty,' being the first word in line five of said Section.

Your Committee further recommends that as so amended, the Bill do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 106, being a Bill for an Act entitled, 'An Act to provide a method of voting at General and Primary Elections by Electors absent, or expecting to be absent, on the day of any such election, from the County in which they are Electors, and making regulations regarding such voting,' beg leave to report that all of Section 1 be stricken out, and the following be inserted in lieu thereof:

'Section 1. Any qualified elector of this State, having complied with the laws in regard to registration, who is absent from the County of which he is an elector on the day of holding any general election or primary election for nomination of candidates for such general election, may vote at any such election, as hereinafter provided.'

And recommend that the same do pass as amended. On motion of Graybeal, the report was adopted as read and the Bill was referred to the Committee on Printing.

## INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 153, by Lemmon: A Bill for an Act entitled, "An Act for the distribution to and among the several counties of the State of Montana entitled to receive the same, of the money derived from the National Forest Reserve in the State of Montana, now in the State Treasury or hereafter received under any Act or Acts of Congress providing for the distribution by the Federal Government of moneys received from Forest Reserves or otherwise to any State for road and school purposes."

House Bill No. 154, by Willis: A Bill for an Act entitled, "An Act to repeal Chapter 83, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: 'An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly.'"

House Bill No. 155, by Mackel: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article 9 of the Constitution of the State of Montana relating to the qualifications of voters."

House Bill No. 156, by Sales: A Bill for an Act entitled, "An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with and a department of the Montana Agricultural College at Bozeman, Montana."

House Bill No. 157, by Choiniere: A Bill for an Act entitled, "An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done."

House Bill No. 158, by McDonald of Teton: A Bill for an Act entitled, "An Act appropriating money for and authorizing the payment of certain pay due officers of the National Guard of Montana."

House Bill No. 159, by Bent: A Bill for an Act entitled, "An Act to prevent any one hunting or carrying shot guns or rifles upon the lands of another, and to punish violations thereof."

House Bill No. 160, by Fousek: A Bill for an Act entitled, "An Act to amend Section 3214 of the Revised Codes of the State of Montana, 1907, relating to the extension of the Corporate Limits of any city or town."

House Bill No. 161, by Smith of Lewis and Clark: A Bill for an Act entitled, "An Act to provide for a system of Criminal Identification in the State of Montana, the duties of the sheriffs and Police officers in connection therewith, providing for the appointment of a superintendent of Criminology, prescribing his duties and fixing his compensation."

## READING OF HOUSE BILLS.

House Bill No. 153 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 154 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 155 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 156 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Bill No. 157 read first and second time by title only and referred to the Committee on Mines and Mining.

House Bill No. 158 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 159 read first and second time by title only and referred to the Committee on Fish and Game.



House Bill No. 160 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 161 read first and second time by title only and referred to the Committee on Judiciary.

#### AFTERNOON SESSION.

House convened at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Mr. Speaker introduced to the House General Charles S. Warren of Butte, calling the attention of the Assembly to the fact that he had been one of the staunch builders of Montana, and also that he was one of the framers of the Constitution of the State. Mr. Speaker invited the gentleman to take a chair at the Speaker's desk.

General Warren thereupon addressed the House and in the most interesting manner, recited some of the incidents of Territorial Days and extolled the excellent Constitution which was given to the people of Montana.

On motion of Phillips, Mr. Speaker reverted to Order of Business.

#### MOTIONS AND RESOLUTIONS.

Phillips moved that the Chairman of the Committee on Public Utilities and Commissions shall be empowered to select from said Committee a sub-committee of five, of which he shall act as Chairman, to act with the Senate Committee on Compensation, as the Joint Conference Committee provided for by Joint Rule No. 24. The motion was duly carried.

On motion of Einsel, Mr. Speaker reverted to the Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: Your Committee on Printing begs leave to submit the following report:

Since the organization of this House, this Committee has experienced no little difficulty and annoyance in securing Bills which were referred to this Committee for appropriate action. As near as your Committee can understand the situation, the Chief Clerk of the House takes the position that the Committee on Printing is not entitled to possession of the Original Bills which have been acted upon by other standing Committees of the House, but must content itself with such copies of the original Bills as the Clerk may, from time to time, furnish this Committee. The result has been that not only has this Committee been subjected to unnecessary delay in furnishing Bills to the printer, but in more than one instance, it has sent copies of Bills to the printer, only to later find that amendments recommended by standing committees of the House and adopted by this House were not incorporated therein.

This Committee has no desire to send an original Bill to the printing office. The Clerical force of the Committee is sufficiently large to enable this Committee to promptly make a printer's copy of all Bills referred to it, provided the Chairman of this Committee is allowed the privilege accorded Chairmen of other Standing Committees of this House, viz: that of receipting to the Chief Clerk for the original Bills which may from time to time be referred to this Committee.

Your Committee therefore recommends that the Chief Clerk of this House be instructed to promptly paste into the original Bill all Committee amendments which may be adopted by the House and to deliver to the Chairman of the Printing Committee, accepting his receipt therefor, the original of all Bills referred to the Printing Committee, to the end that the Printing Committee may promptly have same copied and send a copy of the same to the Printer with the least possible delay. Your Committee believes that this procedure is in strict accordance with the Rules of this House and with the best parliamentary practice." On motion of Einsel, the report was adopted as read.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 20, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to

inform your Honorable Body that Senate Joint Resolution, introduced by Dwight, having been read first and second times and adopted, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 56, was today signed by the President of the Senate in open Session.

Yours respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills today reported Senate Bill 56 correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, to whom was referred Senate Bill No. 12, being a Bill for an Act entitled, 'An Act directing the State Board of Land Commissioners to permit counties, or sub-divisions thereof, Road Districts and other persons desiring to construct public roads or highways, to have the free right to remove or use all timber, stone, dirt and gravel within the boundaries of such highways, when constructed across state or public lands owned, held or controlled by the State of Montana,' today reported said Bill with the recommendation that it do pass with the title amended to read as follows:

'An Act directing the State Board of Land Commissioners to permit counties, or sub-divisions thereof, road districts and other persons desiring to construct public roads or highways, to have the free right to remove or use all timber, stone, dirt and gravel from the public lands owned, controlled and held by the State of Montana.' Report adopted and Bill referred to Printing Committee. Also

Senate Bill No. 10, being a Bill for an Act entitled, 'An Act providing for the removal of stones, earth and debris in public highways, by persons causing such obstructions, and providing penalties for failure to comply therewith,' today reported said Bill with the recommendation that it do pass with the following amendments:

In Section 1, after the word 'shall' strike out the following words: 'by driving stock or animals, or' and insert after the words 'threshing outfits' a comma and the word 'automobiles.'

In Section 2, strike out the words 'Three Hundred (\$300.00) Dollars,' and insert in lieu thereof the words 'Fifty (\$50.00) Dollars.' Report adopted and Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 48, being a Bill for an Act entitled, 'An Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to removal of civil officers otherwise than by impeachment,' today reported said Bill back with the recommendation that it be amended by adding the following Section:

'Section 5. This Act shall be in full force and effect from and after its passage and approval.'

Said Committee recommended that with the amendment above stated said Bill do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to

inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bill No. 6, being a Bill entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XIII of the Constitution of the State of Montana, relating to Public Indebtedness,'

Also, Senate Bill No. 8, being a Bill entitled, 'An Act to amend Section Nine Hundred of Chapter IX of the General School Law, by adding thereto paragraphs providing for the examination of Normal Students and the awarding of Teachers' Certificates to such Students,'

Also, Senate Bill No. 13, being a Bill entitled, 'An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect."'

Also, Senate Bill No. 30, being a Bill entitled, 'An Act repealing Chapter Thirteen and Section Six of Chapter Twenty-one of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to Parole Commissioner,'

Also, Senate Bill No. 36, being a Bill for an Act entitled, 'An Act for the extending of Incorporated Cities and Towns, and repealing all Acts and parts of Acts in conflict therewith,'

Also, Senate Joint Resolution No. 5, today reported that said Bills and Resolution have been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were read first and second time, and referred:

House Bill No. 55, introduced by Appropriations Committee: A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the transportation of prisoners,' Committee on Finance and Claims.

House Bill No. 53, introduced by Appropriations Committee: A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of the Insane,' Committee on Finance and Claims.

House Bill No. 49, introduced by Appropriation Committee: A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building,' Committee on Finance and Claims.

House Bill No. 48, introduced by Appropriations Committee: A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of prisoners,' Committee on Finance and Claims.

House Bill No. 30, by Appropriations Committee. A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for account of public printing,' Committee on Finance and Claims.

House Bill No. 32, by Appropriations Committee. A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for account of expense of Judges,' Committee on Finance and Claims.

House Bill No. 32, by Dwyer. A Bill for an Act entitled, 'An Act providing for the number of deputies allowed all County Attorneys in counties of the first class, and fixing the amount of their salaries,' Committee on Counties, Towns, and Municipal Corporations.

House Bill No. 27, by Higgins. A Bill for an Act entitled, 'An Act to amend Sections 7561, 7562, 7563, 7567, 7568, and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons,' Committee on Judiciary.

House Bill No. 39, by Anderson. A Bill for an Act entitled, 'An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the

cure of defects in sales of lands and personal property by executors, administrators and guardians.' Committee on Judiciary.

House Bill No. 41, by Anderson. A Bill for an Act entitled, 'An Act to amend Section 6847 of the Revised Codes of Montana of 1907, relating to the cure of defects in Judicial sales of real property.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee to whom was referred Senate Memorial No. 2, being a Memorial 'Memorializing the Congress of the United States to pass the necessary Legislation for the opening of the Crow Indian Reservation to settlement, under the homestead law or otherwise,' today reported the Memorial and recommend the adoption thereof. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives, Helena, Montana. Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 19, being a Bill entitled, 'An Act to prevent the spreading of Russian Thistles, Scotch Bull Thistles, Canadian Thistles, Mustard and all noxious weeds, relating to the duties of owners, lessees, mortgagors, occupiers and agents of lands and of district road supervisors, county attorneys, county commissioners, county treasurers, and district courts, providing a penalty for the violation thereof, providing for appeals to the District Court and Supreme Court and repealing Sections 8871, 8872, 8873, and 8874 of the Revised Codes of 1907.'

Also, Senate Bill No. 4, being a Bill entitled, 'An Act to provide for the regulation or sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act,' and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly,' have today reported said Bills as correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly carried, Senate Bills 35 and 36 were referred to the Judiciary Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly carried, Senate Bill No. 8 being a Bill for an Act entitled, 'An Act to amend Section 900 of Chapter IX of the General School Law, by adding thereto paragraphs providing for the examination of Normal students, and the awarding of Teacher's Certificates to such students,'

No. 9, being a Bill for an Act entitled, 'An Act to provide a Normal Training Course in High Schools, and to prescribe the method of meeting the expense of such Normal Training Course,'

No. 29, being a Bill for an Act entitled, 'An Act authorizing the payment of the expenses of County Assessors and expenses and per diem of County Commissioners see original or Assessors of the State of Montana, when held within the State, or when called by the Governor or the State Board of Equalization, and authorizing the payment by the several counties of their proportion of any incidental expenses approved by such meeting,' were re-referred to General File for further consideration by the Committee of the Whole.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, January 21, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Stevens: An Act prohibiting pooling in buying, selling or handling grain, and providing penalties for the violation thereof.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 44, being a Bill for an Act entitled, 'An Act to amend Section 3208 of the Revised Codes of Montana,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 21, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced and referred as follows:

Senate Bill No. 60, introduced by Kinney: 'An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to Demurrers.'

Read first and second time and referred to Committee on Judiciary.

Senate Bill No. 61, introduced by Larson: 'An Act to provide that brands or other marks upon animals running at large shall be prima facie evidence of ownership.'

Read first and second time and referred to the Committee on Stock Growing and Grazing.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF HOUSE BILLS.

House Bill No. 65 having been read three several times, was killed by the following vote:

Ayes: Crismas—1.

Noes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanek, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87.

Absent and not voting: Carpenter, Hogan, McNally, Nutting—4.

Excused: Kiley—1.

House Bill No. 24 having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanek, Schmidt, Searles, Sedgwick, Smith of Missoula, Vidal, Wallin, Willis, Mr. Speaker—63.

Noes: Burnett, Corr, Crismas, Day, Dwyer, Doner, Foltz, Guinn, Harmon, McCarthy, Mansur, Morris, Phillips, Sanderson, Shott, Shrump, Scott, Stone, Sullivan, Wells, Wilde—22.

Absent and not voting: Carpenter, Hayes, Hawks, Hedrick, McNally, Marsh, Smith of Lewis and Clark—7.

Excused: Kiley—1.

Title agreed to and Bill transmitted to the Senate for concurrence.  
On motion of McCarthy, Mr. Speaker reverted to Order of Business.

### REPORTS OF STANDING COMMITTEES.

McCarthy from the Committee on House Employees reported as follows:

"Mr. Speaker: The Committee on House Employees begs leave to submit herewith a revised copy, showing names and titles of all House Employees in conformity with Senate Bill No. 56, for approval.

House Employees. (Revised to comply with Senate Bill No. 56.)

Sergeant at Arms, F. C. Murray; First Assistant Sergeant at Arms, E. C. Whittington; Second Assistant Sergeant at Arms, Richard Smith; Chief Clerk, W. J. Walsh; Assistant Chief Clerk, M. J. O'Leary; Chaplain, I. W. Smith; Reading Clerk, O. L. Anderson; Journal Clerk, Thomas Fox; Assistant Journal Clerk, J. J. Valentine; Enrolling Clerk, W. F. Hirsch; Assistant Enrolling Clerk, Jessie Sillers; Engrossing Clerk, Helen Stellway; Assistant Engrossing Clerk, Tresa Cornell; Bill Clerk, William Steib; Printing Clerk, F. H. Averill; Door-keeper, Jerry Kelly; Assistant Door-keeper, W. O. Cowan; Assistant Door-keeper, S. McKeown; Watchman, H. Hughes; Watchman, Pat McElliot; Janitors, Thomas Hurley; Assistant Janitor, S. F. McNaughton, F. J. Sullivan, Fred Bennett; Pages, Harry Kelly, Joe Wagner, Clyde Stears, Edwin Winke, George Ward, John Kiley, Francis Johns; Clerks and Stenographers, Nelson Hawley, Ed Page, John Bigelow, Alta McM. Hodges, E. Trischman, S. Hirschberg, Mrs. E. Peed, Anna Scannell, Agnes De Mers, Nellie Sheehan, Alice McKay, Nettie Teague, Myrtle Dixon, Amelia Breidenbach, Daniel Hanley, Helen Sherry, Mary Meushaw, Florence Coffin, E. Georgia Henry, Don Macdonald, Laura Winkler, Fortunette Richott, C. M. Crutchfield, Jr., Harriett Sanders, Helen Moran, Agnes Shepherd, Elizabeth Yeager, Mary McBride, Minnie Delay, Catherine O'Donnell, Lucy Fluhr, Mary Monahan, Alice C. Ironsides, Dora Mottleson, J. B. Hogan, Anna Carter, Mrs. McEvoy, Mrs. M. Mueller, Isabel Condon, Katherine McLeod, Frank Heyfron, Lillian Sullivan, Ellen Fletcher, C. A. Stewe, Lucy White, Helena Mooney, Rose Heshin, Henry Mansur, Mary Barnecoat, Edna Leftwick, Bessie B. Little, Sarah Briscoe, Martha D. Fasel, Evelyn Keating, Forest Driscoll, Mrs. M. Morton, Gertrude Rooney, Beatrice Polson, Len P. Reed, Joe Bubser, John Ferry, Wm. Murray, J. S. Gillyroy, Anna Kelly, James J. Mooney, Katherine McDonall, Ester A. Garrett, Elsie Wagner, Glenn Ramsay, Katherine Calk.

McCarthy's motion that the report be adopted was carried by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Booth, Burnett, Burns, Carpenter, Carlier, Cavitt, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hawks, Healey, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Minnick, Moe, Morris, Nutting, Page, Phillips, Prosser, Rainey, Schmidt, Shott, Shrump, Searles, Smith of Missoula, Stone, Sullivan, Vidal, Wells, Wilde, Willis, Mr. Speaker—60.

Noes: Bechtel, Coburn, Corwin, Gallagher, Gladden, Hall, Harmon, Harper, Henry, Higgins, Hills, McDonald of Teton, Mackel, Moore, Parker, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Sedgwick, Wallin—23.

Present and not voting: Eliel—1.

Excused: Kiley—1.

Absent and not voting: Bompert, Easton, Hayes, Hedrick, Marsh, Ostle, Rasmussen, Smith of Lewis and Clark—8.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Day in the Chair.

House resumed.

Mr. Speaker in the Chair.

Day from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 17, being a Bill for an Act entitled, 'An Act authorizing City and Town Councils to buy or condemn real estate whether inside or outside of the corporate

limits of the City or Town, for park purposes, and to issue bonds of the City or Town for the purpose of paying for and improving such parks,' having had same under consideration, recommend that same be recommitted to the Committee on Judiciary. Also

House Bill No. 18, being a Bill for an Act entitled, 'An Act to secure for Threshermen a lien upon grain and other crops threshed by them for their compensation and to provide for the filing and foreclosure of said liens,' having had same under consideration recommend that it be recommitted to the Committee on Judiciary. Also

House Bill No. 56, being a Bill for an Act entitled, 'An Act creating the State Board of Health and providing for the appointment of its members and Secretary, and amending Sections 1474 and 1478 of the Revised Codes of Montana relating to members of the State Board of Health,' having had same under consideration, recommend that the enacting clause be stricken.

Also, House Bill No. 84, being a Bill for an Act entitled, 'An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the Sheriff of each County to visit in January and July of each year, every place within his County required by law to have a liquor license, to ascertain if the license law is being violated, to inspect and list licenses and report to the Board of County Commissioners,' having had same under consideration, report same back with the recommendation that it do pass.

Also, House Bill No. 97, being a Bill for an Act entitled, 'An Act to make lawful certain agreements between employes and laborers, and to limit the issuing of injunctions in certain cases,' having had same under consideration, report same back with the recommendation that it be recommitted to the Committee on Judiciary.

Also, House Bill No. 110, being a Bill for an Act entitled, 'An Act providing for recording affidavits and other instruments relating to the title to real estate and permitting such instruments or records thereof to be introduced in evidence,' having had same under consideration, beg leave to report the same back with the recommendation that it do pass."

On motion of Day, the report was adopted as read.

At the request of Macdonald of Flathead, Mr. Speaker reverted to the Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 153, being a Bill for an Act entitled, 'An Act for the distribution to and along the several counties of the State of Montana entitled to receive the same, of the money derived from the National Forest Reserves in the State of Montana, now in the State Treasury or hereafter received under any Act or Acts of Congress providing for the distribution of the Federal Government of moneys received from Forest Reserves or otherwise to any State for Road and School purposes,' herewith return the same to the House with the recommendation that it do pass." On motion of Macdonald the report was adopted as read and the Bill was referred to the Committee on Printing.

At this time, Mr. Speaker referred House Bill No. 159 to the Committee on Agriculture, recalling the same from the Committee on Fish and Game.

Mr. Speaker gave Representatives Shott and Parker a leave of absence until Tuesday, January 26th, 1915.

On motion of McMahon, the House adjourned until 2:00 o'clock P. M., Monday, January 25, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## TWENTY-SECOND DAY.

Monday, January 25, 1915.

House convened pursuant to adjournment at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Roll called. Quorum present.

Excused: Day, Eliel, Harper, Parker, Shott—5.

Bompert from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the nineteenth day and find same to be correct."

On motion of Bompert, the report was adopted as read.

## NOTICES OF BILLS.

The following notices of Bills were given:

By Rainey: A Bill for an Act entitled, "An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Custer and Fallon. To change the boundaries of the Seventh Judicial District of the State of Montana to conform thereto, and to provide for the appointment, powers, duties and compensation and term of office of said Judge of said Judicial District."

By Corwin: A Bill for an Act entitled, "An Act to regulate the practice of pharmacy and regulating the manufacture and sale of drugs in the State of Montana, and providing penalties for the violation of this Act."

By Rundle: A Bill for an Act entitled, "An Act to compel abstractors of Title to real estate to file a bond for the protection of those with whom they deal, and to procure a seal; to provide for the issuance of a certificate of authority to such abstractors; providing that their fees are a matter of contract; also that any properly certified abstract of title shall be prima facie evidence in the Courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act."

By Collins: A Bill for an Act entitled, "An Act to amend Section 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, 'An Act providing for the Execution, Filing, Renewal and Foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907,' respecting the sale of mortgaged property or its removal from the county in which it is situated."

By Johnson: A Bill for an Act entitled, "An Act to amend Section 6388 of the Revised Codes of Montana of 1907, declaring certain Acts to be contempt and providing punishment thereof."

By Hills: A Bill for an Act entitled, "An Act to amend Sub-section 21 of 2894 of the Revised Codes of the State of Montana for the year 1907, relating to the powers and duties of the Board of County Commissioners."

By Hills: A Bill for an Act entitled, "An Act to provide for the Nomination and Election of Senators in the Congress of the United States from the State of Montana, and to provide for the filling of vacancies in such offices, and to repeal Sections 637 and 638 of the Revised Codes of the State of Montana for the year 1907 and all other Acts and parts of Acts in conflict with and to provide that the provisions of this Act shall be substituted for and in lieu of the Sections of the Code hereby repealed."

By Easton (by request): A Bill for an Act entitled, "An Act to prohibit the acquisition of real property in the State of Montana by aliens except by true inheritance or by the enforcement of a lien."

By Wilde: A Bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code Revised Codes of 1907, designating who



shall be eligible to admission or to hold office in the Montana Soldiers' Home."

By Wilde: A Bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money; providing a penalty for violation thereof; and repeal Sections 1, 2, 3, and 4 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana and repealing Section 5212 of the Revised Codes of 1907, and of the Amendment thereto by Chapter 36, Section 5212 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

By McNally: A Bill for an Act entitled, "An Act prescribing the salary and compensation of certain employes at the State Capitol, including engineers, Janitors and watchmen."

By McNally: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 129 of the Montana Session Laws of 1911, being an Act in aid of the disability fund of Fire Departments in Incorporated Cities for the Relief of Sick, Injured and Retired Firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the Licenses derived by the State from Fire Insurance Companies doing business within the State."

#### REPORTS OF STANDING COMMITTEES.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: Your Committee on Public Utilities and State Commissions, to whom was referred House Bill No. 57, introduced by Johnson, being a Bill for an Act entitled, 'An Act to repeal Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to create and appoint a State Tax Commission; to define the powers and duties thereof; to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers, and to provide for the enforcement of its provisions, and to punish violations thereof; and to appropriate funds to carry this Act into effect",' having had same under consideration, recommend that it do pass." On motion of Phillips, the report was adopted as read and the Bill was referred to the Committee on Printing.

Minnick from the Committee on Sanitary Affairs reported as follows:

"Mr. Speaker: Your Committee on Sanitary Affairs, to whom was referred House Bill No. 147, being a Bill for an Act entitled, "An Act to amend Section 1564 of the Revised Codes of 1907, as the same appears after amendment by Chapter 66 of the Session Laws of the Twelfth Legislative Assembly, relating to the pollution of water supply, having had said Bill under consideration, recommend that line 2, Section 3 be amended by striking out the word 'publication' and inserting in lieu thereof the word 'approval,' and that so amended we recommend that the Bill do pass." On motion of Vidal, the report was adopted as read, and the Bill was referred to the Printing Committee.

Nutting from the Committee on Federal Relations reported as follows:

"Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Joint Memorial No. 4, introduced by Healey, a Resolution or Joint Memorial petitioning the United States Congress to take such action or pass such laws as may be necessary to give the inhabitants of Cook City and vicinity relief by re-establishing a United States Mail Service to said place, respectfully beg leave to report the same back to the House with the recommendation that it do pass." On motion of Nutting, the report was adopted as read and the Bill was referred to the Committee on Printing.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 117, a Bill for an Act entitled, 'An Act to amend Section 4539, Revised Codes of Montana, 1907, relating to Implied and Resulting Trusts,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 116, a Bill for an Act entitled, 'An Act to amend Section 4687, Revised Codes of Montana, 1907, relating to unrecorded instruments,' having had the same under due consideration, beg leave to report same back to the House with the recommendation that the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 150, being a Bill for an Act entitled, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law, having had same under due consideration, beg leave to report same back with the recommendation that the Bill do pass."

On motion of Dwyer the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 99, being a Bill for an Act entitled, 'An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government to the heirs of a deceased entryman,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 114, being a Bill for an Act entitled, 'An Act to prohibit ring and prize fighting, boxing and sparring contests and other fights and contentions where the object is to inflict physical injury upon participants, and to prohibit persons from promoting, aiding, abetting, encouraging or instigating the same, and to provide penalties for the violation hereof,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered Twenty (20), Forty-three (43), Fifty-one (51), Seventy-eight (78), Eighty-one (81), Ninety-three (93), One Hundred (100), One Hundred and Four (104), One Hundred and Eighteen (118), One Hundred and Twenty (120), Thirty-one (31), Sixty-nine (69), One Hundred and Twenty-six (126), One Hundred and Twenty-nine (129), House Joint Memorials Number One (1), Two (2), Three (3) and House Joint Resolution Number One (1), beg leave to report that the same have been returned correctly printed." On motion of Einsel, the report was adopted as read, and the foregoing Bills were placed on General File.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: Your Committee on State Boards and Officers, having had under consideration House Bill No. 144, being a Bill for an Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid into the fund known in the law as the 'State Examiners' Fund' by cities, towns and school districts,' report same back to the House, recommending the following amendments:

That the words and figures, 'School Districts of the Second Class, \$10.00' be stricken out, and the compensation for school districts of the First Class be reduced from fifty to twenty-five dollars and as amended recommend that the same do pass."

On motion of Anderson, the report was adopted as read and the Bill was referred to the Printing Committee.

Flanigan from the Committee on Development and Publicity reported as follows:

"Mr. Speaker: We, your Committee on Development and Publicity, to whom was referred Senate Joint Resolution No. 2, being 'A Resolution extending to

the President of the United States, an invitation to visit the State of Montana, having had the same under consideration, beg leave to report back with the recommendation that it be concurred in." On motion of Flanigan, the report was adopted as read.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: Pursuant to motion adopted by the House January 22, 1915, I hereby give notice that I have appointed the following members to serve on the Joint Committee on Compensation: Phillips, Johnson, Vidal, Eliel and Lusk."

On motion of Phillips, the report was adopted as read, and Mr. Speaker instructed the Chief Clerk to notify the Senate accordingly.

### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 162, by Wells: A Bill for an Act entitled, "An Act to repeal Sections 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, and 1916 of the Revised Codes of 1907, relating to bounties on wild animals, and Chapters 49 and 50 of the Session Laws of the Twelfth Legislative Assembly, relating to bounties, and Chapter 91 of the Session Laws of the Thirteenth Legislative Assembly, relating to bounty claims."

House Bill No. 163, by Guinn: A Bill for an Act entitled, "An Act repealing Section 2091, Chapter XVI of the Revised Codes of the State of Montana, relating to the trespassing of live stock."

House Bill No. 64, by Bechtel: A Bill for an Act entitled, "An Act amending Sections 503 and 505 of Chapter 5 of the Revised Codes of Montana of 1907, relating to the appointment and political status of judges and clerks of election."

House Bill No. 165, by Lusk: A Bill for an Act entitled, "An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner, and fixing the penalty for the violation thereof."

House Bill No. 166, by McNally: A Bill for an Act entitled, "An Act appropriating money to be used for improvements at the State Tuberculosis Sanatorium."

House Bill No. 167, by Lusk: A Bill for an Act entitled, "An Act to amend Chapter 7 of the Revised Codes of 1907 of the State of Montana, relating to false personation and cheats, by inserting after Section 8684 Sub-section to be known as sub-section 8684-A."

House Bill No. 168, by Vidal: A Bill for an Act entitled, "An Act relating to and regulating the recovery of damages for the publication of libel in newspapers."

House Bill No. 169, by Burnett: A Bill for an Act entitled, "An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractors, to create a State Board of Examination and Registration, to provide for the appointment of same, to establish rules and regulations governing said Board, to provide a curriculum and establish a standard of efficiency, to provide prerequisites and establish a fee for examination, to provide for the disposal of the fund arising from said fee, to regulate the holding of meetings of said Board and issuance of license to practice Chiropractic, to provide a penalty for practicing Chiropractic without a license as provided by this Act, and to repeal all Acts and parts of Acts in conflict herewith."

House Bill No. 170, by Willis: A Bill for an Act entitled, "An Act relating to the construction, use and maintenance of all electrical construction, appliances and apparatus, and providing a penalty for the violation thereof."

House Bill No. 171, by Fousek: A Bill for an Act entitled, "An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14th, 1913, entitled, 'An Act relating to special improvements in cities and towns and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, and 3429 of the Revised Codes of Montana of 1907, and Chapter 127



of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, "An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of the State of Montana, of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and city or town clerk of such city or town, approved March 2nd, 1911;' and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana, and the bonds and warrants issued, or to be issued, to defray the costs and expenses incurred, or to be incurred, in the construction of the improvements made or to be made in any such districts, and the assessments levied, or to be levied, in any such districts to defray the costs of making the improvements therein, and repealing all Acts of parts of Acts in conflict herewith.'"

#### READING OF HOUSE BILLS.

House Bill No. 162 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 163 read first and second time by title only and referred to the Committee on Water Rights and Irrigation.

House Bill No. 164 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 165 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 166 read first and second time at length and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Bill No. 167 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 168 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 169 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 170 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 171 read first and second time by title only and referred to the Committee on Affairs of Cities.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notice of introduction of Bills was today introduced:

By Muffy: A Bill for an Act entitled, 'An Act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907, relating to Boards of County Commissioners, by adding a new section numbered 2897A, and providing a penalty for the violation thereof.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence.

Senate Bill No. 6, introduced by Burlingame; Senate Bill No. 30, introduced



by Williams; Senate Bill No. 13, introduced by O'Shea; and Senate Joint Resolution No. 5, introduced by the Committee on Education.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Compensation, to whom was referred Senate Bill No. 63, being a Bill for an Act entitled, 'An Act relating to compensation of attorneys for services in an action for the injury to or death of a person, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that it do pass.

Report adopted and Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Employment today passed the following Resolution:

'Resolved: That the Employment Committee hereby recommend that the employees who were sworn in on the day the Senate was organized be hereby placed upon the pay roll from and including the first day of the session, and that the pay roll be made up in accordance with this resolution.'

(Signed): SENATOR WILLIAMS, Chairman.

Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

January 22, 1915.

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced and referred to the following Committees:

Senate Bill No. 62, by Junod: 'An Act fixing the time for the opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly, relating to the closing of saloons.' Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 63, by Oliver: 'An Act fixing the time for the opening and closing of saloons on Sunday in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties.' Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 67, by Whiteside: 'An Act to provide for the distribution among the several counties of Montana containing United States Forest Reserve Lands all Forest Reserve Moneys received from the general government for the benefit of such Counties; to designate the fund in which the County Treasurer in each County shall place said payments and to fix the percentage of such payments in each fund.' Committee on Federal Relations.

Senate Bill No. 66, by Byrnes: 'An Act to provide for library extension through the establishment and maintenance of County Free Libraries.' Committee on Libraries.

Senate Bill No. 65, by Stevens: 'A Bill for an Act prohibiting Pooling in Buying, Selling or Handling Grain and providing penalties for the violation thereof.' Committee on Agriculture.

Senate Bill No. 64, by Meadors: 'To amend Sections One and Three of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable or contagious diseases when said livestock is killed according to law.' Committee on Agriculture.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred Senate Bill No. 67, being a Bill for an Act entitled, 'An Act to provide for the distribution among the several counties of Montana containing United States Reserve Lands and all Forest Reserve Moneys received from the

general government for the benefit of such counties; to designate the fund in which the County Treasurer in each county shall place said payments, and to fix the percentage of such payments in each fund,' today reported said Bill with the recommendation that it do pass.

On motion of Senator Dwight said Bill was re-referred to the Committee on Federal Relations. Motion adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 15, being a Bill for an Act entitled, 'An Act to provide for the nomination and election of officers on non-partisan tickets, and to prevent the nomination or election of candidates for such offices on any other ticket,'

Also, Senate Bill No. 37, being a Bill for an Act entitled, 'An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of Seed and Grain furnished for the production or cultivation of such crop,' today reported that said Bills have been correctly printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 4, being a Bill for an Act entitled, 'An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly,' today reported said Bill with the recommendation that it do pass with the following amendments:

Amend Section 4, by striking out in line 45 after the word 'institution' the word 'or' and inserting in lieu thereof the word 'of.'

Amend Section 6 by striking out in line 67 after the word 'association' the word 'or' and inserting in lieu thereof the word 'of.'

Amend Section 6 by inserting in line 68 after the word 'to' the words 'sell or purchase by weight or by measure to.'

Amend Section 6 by striking out in line 70 the word 'quality' and inserting in lieu thereof the word 'quantity.'

Amend Section 16 by striking out in line 170 the words and letters 'of D D' and inserting in lieu thereof the words and letters 'or C D.'

Amend Section 18 by striking out in line 184 the word 'ice' and inserting in lieu thereof the word 'false.'

Amend Section 31 by inserting in line 281 after the word 'effect' the words 'sixty days.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, January 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Meadors: 'An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana.'

By Burlingame: 'An Act relating to and regulating the recovery of Damages for the publication of Libel in newspapers.'

By Edwards: 'A Bill for an Act to create the Department of Bonds, to regulate the manner of issuance and approval of official Bonds, to provide for the payment of the cost thereof of the several political subdivisions of the State of Montana, and to provide penalties in relation thereto.'

By Junod: 'An Act to amend Act 8475 of the Revised Codes of the State of Montana, respecting the penalty to be imposed on account of the trespass

of livestock contrary to the provisions of Act 8474 of the Revised Codes of the State of Montana.'

By Junod: 'An Act prohibiting the grazing of livestock in herd within a distance of two miles of any city or town, fixing penalty and defining a city and town for the purposes of this Act.'

By McCone: 'A Bill for an Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the counties of the Seventh Judicial District of said State of Montana to conform thereto and to provide for the appointment, powers, duties, term and compensation of the judge of said Sixteenth Judicial District.'

By Edwards: 'A Bill for an Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Rosebud and Musselshell, to change the boundaries of the Thirteenth Judicial District of the said State of Montana, to conform thereto and to provide for the duties, terms and compensation of said Fifteenth Judicial District.'

By Lane: 'An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14th, 1913, entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, and 3429 of the Revised Codes of Montana, 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessments against any property and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City or town clerk of such city or town, approved March 2nd, 1911;" and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana, and the bonds and warrants issued, or to be issued, to defray the costs and expenses incurred, or to be incurred in the construction of the improvements made or to be made in any such districts to defray the costs of making the improvements therein, and repealing all Acts or parts of Acts in conflict herewith.'"

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 8, being a Bill for an Act entitled, 'An Act to amend Section 900 of Chapter IX of the General School Law, by adding thereto paragraphs providing for the examination of Normal Students and the awarding of Teacher's Certificates to such students,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Also, Senate Bill No. 9, being a Bill for an Act entitled, 'An Act to provide a Normal Training Course in High Schools and to prescribe the method of meeting the expense of such Normal Training Course,' today reported said Bill with the recommendation that it do not pass. Report adopted.

Also, Senate Bill No. 19, being a Bill for an Act entitled, 'An Act to prevent the spreading of Russian Thistles, Scotch Bull Thistles, Canada Thistles, Mustard and all noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of lands and of district road supervisors, county attorneys, county Commissioners, county treasurers and district Courts; pro-



viding a penalty for the violation thereof; providing for appeals to the District Court and Supreme Court and repealing Sections 8871, 8872, 8873 and 8874 of the Revised Codes of 1907,' today reported said Bill with the recommendation that the enacting clause be stricken out. Report adopted.

Also, Senate Bill No. 29, being a Bill for an Act entitled, 'An Act authorizing payment of the expenses and per diem of County Commissioners and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners or Assessors of the State of Montana, when held within the State, or when called by the Governor or the State Board of Equalization, and authorizing the payment by the several counties of their proportion of any incidental expenses approved by such meeting,' today reported said Bill with the recommendation that it do pass with the following amendments:

Amend Section 1 by striking out in line 1 of the printed Bill the words 'any and all' and inserting in lieu thereof the words 'one member representing the Board of.'

Amend Section 1 by striking out in line 4 of the printed Bill, after the word 'whereat' the word 'all' and inserting in lieu thereof the word 'such.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 22, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a motion was made by Abbott that Senate Bill No. 29, being a Bill for an Act entitled, 'An Act authorizing payment of expenses and per diem of County Commissioners, and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners or Assessors of the State of Montana, when held within the State, or when called by the Governor or State Board of Equalization, and authorizing the payment by several counties of their proportion of any incidental expenses approved by such meeting,' be re-engrossed and placed on calendar for third reading. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Macdonald of Flathead, the Senate Joint Resolution No. 6 was referred to the House Committee of the Joint Committee on the investigation of the various State Officers, Boards, Bureaus and Departments, and the same was considered read first and second time at length.

### THIRD READING OF HOUSE BILLS.

House Bill No. 87 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sander-son, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87. Noes: None.

Absent and not voting: Cariher—1.

Excused: Day, Eliel, Harper, Parker, Shott—5.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 88 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of



Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—88. Noes: None.

Excused: Day, Eliel, Harper, Parker, Shott—5.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Mackel in the Chair.

House resumed.

Mr. Speaker in the Chair.

Mackel from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 20, a Bill for an Act entitled, 'An Act to provide for the payment of wages of employes and to provide penalties for violations thereof,' having had same under consideration, beg leave to report the same back with the recommendation that the same do pass.

Also, House Bill No. 43, a Bill for an Act entitled, 'An Act relating to coercing or compelling persons not to join labor organizations or coercing or compelling persons to cease membership in labor organizations, and providing for a penalty for the violation of this Act,' having had same under consideration, beg leave to report same back to the House with the recommendation that same do pass.

Also, House Bill No. 51, a Bill for an Act entitled, 'An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States,' having had same under consideration, beg leave to report the same back to the House with the recommendation that same do pass.

Also, House Bill No. 78, a Bill for an Act entitled, 'An Act to amend Section C of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that same do pass as amended.

Amend Section one by striking out and inserting in lieu thereof the words 'Section 6' at the beginning of line 3.

Also, House Bill No. 81, a Bill for an Act entitled, 'An Act providing for indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 93, a Bill for an Act entitled, 'An Act to provide for the recovery of costs and attorneys fees in the foreclosure of Mechanic's Liens,' having had same under consideration, beg leave to report same back to the House with the recommendation that same do pass.

Also, House Bill No. 100, a Bill for an Act entitled, 'An Act to provide that all advertisements for help published during times of industrial disputes shall state that such disputes exist, and fixing penalties for the violation of this Act,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass. On motion of Mackel, duly carried, the report was adopted as read, and the Bills were referred to the Committee on Engrossment.

On motion of Anderson, duly seconded by McMahon, the House adjourned at 4:00 o'clock P. M. until 11:00 o'clock A. M., Tuesday, January 26, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## TWENTY-THIRD DAY.

Tuesday, January 26, 1915.

### MORNING SESSION.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Harper and Day—2.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-second day and find same to be correct." On motion of Shott, the report was adopted as read.

### PETITIONS.

Hills presented a petition from the Missoula Humane Society praying for such legislation as will eliminate the overhead check rein. Referred to the Committee on Public Morals, Charities and Reforms.

### NOTICES OF BILLS.

The following notices of Bills were given:

By Moe: A Bill for an Act entitled, "An Act to amend Section 4198 of the Revised Codes of Montana and to provide a method for the assessment and taxation of the property of Building and Loan Associations."

By Bompert: A Bill for an Act entitled, "An Act creating the Department of Emergency State Police, defining the duties of the Governor in relation thereto; providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the forces, and defining their powers and duties, and providing for the payment of actual necessary expenses."

By Stone: A Bill for an Act entitled, "An Act appropriating the sum of Five Hundred Thousand Dollars, or so much thereof as may be needed to pay the Deficiency Claims of the various State and Institutional Departments for the years 1915 and 1916."

By Marsh: A Bill for an Act entitled, "An Act to amend Section 4 of Chapter 82 of the Session Laws of 1913, relating to the practice of Veterinary medicine."

By Prosser: A Bill for an Act entitled, "An Act to amend Section 6824 of the Revised Codes of Montana relating to exemptions."

By Dwyer: A Bill for an Act entitled, "An Act to amend Sections 7 and 26 of Chapter 74 of the Session Laws of the Thirteenth Legislative Assembly, relating to the registration of electors in counties, cities, towns and school districts, and to repeal Section 41 of said Act."

By Wallin: A Bill for an Act entitled, "An Act to amend Sections 2608 and 2609 and 2611 of the Revised Codes of the State of Montana, relating to the County Clerk in relation to Revenue." (By request.)

By Eliel: A Bill for an Act entitled, "An Act appropriating money for the payment of horses erroneously killed by the Deputy State Veterinary, said horse belonging to A. W. Butte.

By Sales: A Bill for an Act entitled, "An Act making it the duty of adult children to support indigent parents, providing procedure and fixing penalties."

By Lemmon: A Bill for an Act entitled, "An Act providing for the permanent establishment of Cadastral surveys and regulating same in the State of Montana."

### REPORTS OF STANDING COMMITTEES.

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 123, being a Bill for an Act entitled, 'an Act to prevent black-listing of wage-workers and all other employes, or imposing conditions on the employment of such wage-workers and other employes, other than as to the efficiency of such persons, and fixing penalties for the violation of this Act,' respectfully beg leave to report it back to the House with the recommendation that it do not pass." On motion of Kelly, the report was adopted as read.

Carpenter from the Committee on New Counties and Divisions reported as follows:

"Mr. Speaker: We, your Committee on New Counties and Divisions, having had under consideration House Bill No. 25, being a Bill for an Act entitled, 'An Act to provide for the creation, organization and classification of New Counties, for locating the County seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' beg leave to report the following amendments:

(1) That the words 'Twelve Millions' in Section 1, line 5 be stricken out and 'Seven Millions' inserted therein.

(2) That the words 'Seven Millions' in Section 1, line 7 be stricken out and 'Four Millions' inserted therein.

(3) That the words 'Twenty-five' in Section 1, line 9 be stricken out and 'Twenty' inserted therein.

(4) That the words 'who voted thereat' be inserted in line 22 in Section 2, after the words 'herein provided.'

(5) That the words 'Twenty-five' in Section 2, line 34 be stricken out and 'Twenty' inserted therein.

(6) That the words 'Twenty-five' in sub-section 3, of Section 2, be stricken out and the word 'Twenty' inserted therein.

(7) That the words 'Seven Million' in sub-section 4, Section 2, line 3, be stricken out and the words 'Four million' be inserted therein.

(8) That the words 'Seven Million' in sub-section 6, Section 2, line 14, be stricken out and the words 'Four Million' be inserted therein.

(9) That the words 'but no petition of exclusion shall be filed later than three (3) days before the time set by the Board of County Commissioners for the hearing of the petition for the creation of a new county, and on final determination of boundaries,' be inserted after the words 'County Commissioners' in sub-section 6, Section 2, line 19.

(10) That a sub-section, number 7, be inserted in Section 2 as follows: 'A qualified elector may upon giving written notice to the Board of County Commissioners three days before the date set for the final hearing of the petition, withdraw his name from either a petition or creation or of exclusion and may sign either a petition of creation or exclusion after his withdrawal therefrom, provided, however, that the right herein granted for the withdrawal of the petitioner's name from such petition shall not be exercised by such petitioner more than once.'

(11) That the words 'Twelve Millions' in Section 3, lines 3 and 4 be stricken out and the words 'Seven Millions' be inserted therein.

(12) That the words 'Seven Million' in Section 3, line 6, be stricken out and the words 'Four Million' be inserted therein.

(13) That the words 'Twenty-five qualified electors' be stricken out and the words 'One Hundred qualified electors in an area of one square mile' be inserted therein, in Section 3, line 67.

And do beg leave to report it back to the House with the recommendation that it do pass as amended.

On motion of Carpenter, the report was adopted as read, and the Bill was referred to the Printing Committee.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred the following House Bills, Numbers 20, 43, 51, 78, 81, 84, 93, 100 and 110, beg leave to report the same back to the House as correctly engrossed."

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 13, being a Bill for an Act entitled, 'An Act to repeal Chapter 75 of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to create and appoint a State Tax Commission; to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Board of Appraisers; to provide for the enforcement of its provisions and to

punish violations thereof and to appropriate funds to carry this Act into effect," herewith return same to the House with the recommendation that it be indefinitely postponed; this action being taken on account of a similar Bill having been passed by the Senate." On motion of Macdonald, the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered One Hundred and Forty (140), Fourteen (14), Fifty-eight (58), One Hundred and Thirty-four (134), One Hundred and Forty-eight (148), and One Hundred and Fifty-three (153), beg leave to report that the same have been returned correctly printed."

### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 172, by Collins: A Bill for an Act entitled, "An Act to amend Section 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled: 'An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel Mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907,' respecting the sale of mortgaged property or its removal from the county in which it is situated."

House Bill No. 173, by Bent: A Bill for an Act entitled, "An Act to establish a Twine Factory at the State Prison; to empower the Warden with the approval of the Board of Prison Commissioners, to purchase and install machinery and building material; to provide for the employment of convicts; to purchase the raw material; to give residents of the State preference in buying the twine therein produced; to appropriate Sixty Five Thousand Dollars to carry this Act into effect."

House Bill No. 174, by Morris: A Bill for an Act entitled, "An Act providing for the creation of Herd Districts, prescribing the manner of the creation thereof, and prohibiting the running of livestock at large therein, and providing a penalty for the violation of same."

House Bill No. 175, by Willis: A Bill for an Act entitled, "An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to the County Printing."

House Bill No. 176, by McNally: A Bill for an Act entitled, "An Act prescribing the salary and compensation of certain employes at the State Capitol, including Engineers, Janitors and Watchmen."

House Bill No. 177, by Hedrick: A Bill for an Act entitled, "An Act to amend Section 8416 of the Revised Codes of the State of Montana of the year 1907 relating to Gambling."

House Bill No. 178, by Harmon: A Bill for an Act entitled, "An Act accepting the terms and provisions of the Act of Congress approved May 8th, 1914, relating to the co-operative agricultural extension work."

House Bill No. 179, by Moe: A Bill for an Act entitled, "An Act to amend Section 4198 of the Revised Codes of Montana, and to provide a method for the assessment and taxation of the property of Building and Loan Associations."

House Bill No. 180, by Wilde: A Bill for an Act entitled, "An Act to amend Section 7892 of the Revised Codes of Montana of 1907, relating to Witnesses."

House Bill No. 181, by Hills: A Bill for an Act entitled, "An Act to provide for the nomination and election of Senators in the Congress of the United States from the State of Montana, and to provide for the filling of vacancies in such offices, and to repeal Sections 637 and 638 of the Revised Codes of the State of Montana for the year 1907 and all other Acts and parts of Acts in conflict with this Act; and to provide that the provisions of this Act shall be substituted for and in lieu of the Sections of the Code hereby repealed."

House Bill No. 182, by Hills: A Bill for an Act entitled, "An Act to amend



Sub-section 21 of Section 2894 of the Revised Codes of the State of Montana for the year 1907, relating to the powers and duties of Boards of County Commissioners."

House Bill No. 183, by McNally: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 129 of the Montana Session Laws of 1911, being an Act in aid of the disability fund of Fire Department in incorporated cities for the relief of sick, injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses deprived by the State from Fire Insurance Companies doing business within the State."

House Bill No. 184, by Wilde: A Bill for an Act entitled, "An Act to provide for a Maximum rate of interest on loans of money; providing a penalty for violation thereof, and to repeal Sections 1, 2, 3, and 4 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and repealing Section 5212 of the Revised Codes of 1907, and of the amendment thereto by Chapter 36, Section 5212 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

House Bill No. 185, by Wilde: A Bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible to admission or to hold office in the Montana Soldiers' Home."

Senate Bill No. 6, by Burlingame: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XIII of the Constitution of the State of Montana, relating to public indebtedness."

Senate Bill No. 30, by Williams: A Bill for an Act entitled, "An Act repealing Chapter Thirteen and Section Six of Chapter Twenty-one of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to Parole Commissioners."

Senate Bill No. 13, by O'Shea: A Bill for an Act entitled, "An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: 'An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisal of all property in the State by the said State Tax Commission and County Board of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect'."

#### READING OF HOUSE BILLS.

House Bill No. 172 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 173 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 174 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 175 read first and second time by title only and referred to the Committee on State Boards and Public Offices.

House Bill No. 176 read first and second time by title only and referred to the Committee on State Boards and Public Offices.

House Bill No. 177 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 178 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 179 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 180 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 181 read first and second time by title only and referred to the Committee on Equal Suffrage.

House Bill No. 182 read first and second time by title only and referred to the Committee on State Boards and Public Offices.

House Bill No. 183 read first and second time by title only and referred to the Committee on Insurance.

House Bill No. 184 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 185 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Joint Resolution No. 2 read first and second time by title only and referred to the Committee on Judiciary.

#### READING OF SENATE BILLS AND RESOLUTIONS.

Senate Bill No. 6 read first and second time by title only and referred to the Committee on Banks and Banking.

Senate Bill No. 30 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

Senate Bill No. 13 read first and second time by title only and referred to the Committee on Ways and Means.

Senate Joint Resolution No. 5 read first and second time by title only and referred to the Committee on Education.

On motion of Prosser, duly carried, Mr. Speaker reverted to the Order of Business.

#### NOTICES OF BILLS.

The following notices of Bills were given:

By Prosser: A Bill for an Act entitled, "An Act providing for a lien upon all saw logs, spars, piles, cord wood and lumber for the amount of all supplies, groceries, feed or other necessities furnished to any contractor, boarding house keeper or other person, firm or corporation, to be used upon or while such contractor, boarding house keeper or other person, firm or corporation or employer of such contractor, boarding house keeper or other person, firm or corporation is engaged in obtaining, securing, cutting or manufacturing saw logs, spars, piles, cord wood, ties or lumber, providing for the time in which such lien may be filed for record, providing for the contents of the same and the manner in which it shall be filed; providing the manner in which it may be foreclosed and also for an attorney's fee in the event of foreclosure."

#### MOTIONS AND RESOLUTIONS.

Wallin offered the following Resolution:

Whereas, there are certain Bills which have been introduced into the House and sent to Committees for consideration; and

Whereas, these Committees have generously granted public hearings upon these measures and patiently listened to the arguments advanced for and against their passage; and

Whereas, an intelligent consideration of these Bills demand an orderly and public presentation of their merits and demerits; and

Whereas, the members of Committees and the members of the House can solve the problems involved in these Bills in a more intelligent and statesmanlike manner if they are permitted to be free of the molestation of persons and lobbyists who persistently, by buttonholing and whisperings, and other methods as obnoxious, attempt to influence the judgment of the Committees and House upon these measures; and

Whereas, it is stated and rumored that persons and lobbyists working in behalf of and against measures before the Assembly have had access to the floor, lobby and corridors of the House and have abused the privilege by using the methods aforesaid to influence members of Committees and members of the House in favor of or against pending legislation:

Now, Therefore, Be It Resolved: That any person or persons who are working for or against any legislation now pending, or Bills to be introduced, be refused the privilege of the lobby, corridors, and Floor of the House and any person who has the privilege of the lobby, corridors or Floor of the House who shall abuse this privilege by engaging in the practices aforementioned, shall be immediately ejected and denied this privilege further."

Wallin moved the adoption of the Resolution.

Mansur moved as a substitute therefor that the foregoing Resolution be indefinitely postponed. Mansur's motion prevailed.

On motion of Burnett, the House took a recess until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report, having delivered on January 15th, at 11:35 A. M. to His Excellency the Governor, House Bill No. 3, for his approval."

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on January 18th at 2:30 o'clock P. M. to His Excellency the Governor, House Bill No. 5, for his approval."

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on January 11th at 2:30 P. M. to His Excellency the Governor, House Bill No. 1, for his approval."

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on January 11th, at 2:30 P. M. to His Excellency the Governor, House Bill No. 2, for his approval."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Joint Memorial No. 2, today reported same with the recommendation that the word 'available' be substituted for 'valuable.'

Also, Senate Bill No. 12, in the fourth line of the Title, after the word 'highways' insert the words 'to have a free right.'

Also, Senate Bill No. 20, in the 18th line, substitute the word 'physician' for 'commission.'

Also, Senate Bill No. 40, line 11, insert the word 'five' before the figure '5.' In line 12, insert the word 'thirty' before the figure '30.'

Said Committee reported that with the above corrections, Senate Bills Nos. 40, 10, 42, 20, 12, 48 and Senate Joint Memorial and Senate Resolution No. 3 correctly printed. Report adopted:

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate and referred to the following Committees:

Senate Bill No. 68, by Meadors: An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana. Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 69, by McCone: An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of the Seventh Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, term and compensation of the Judge of said Sixteenth Judicial District.

Senate Bill No. 70, by Lane: An Act to amend Sections 2, 3, 5, 6, 8, 11, 16, and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14th, 1913, entitled, 'An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3390, 3391, 3392, 3393, 3394, 3395, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, and 3429 of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, "An Act to empower city and town council to pay in install-

ments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909," and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement District warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and city or town clerk of such city or town, approved March 2nd, 1911;" and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana and the bonds and warrants issued, or to be issued, to defray the costs and expenses incurred, or to be incurred in the construction of the improvements made, or to be made in any such districts, and the assessments levied, or to be levied in any such districts to defray the costs of making the improvements therein, and repealing all Acts and parts of Acts in conflict herewith. Committee on Judiciary.

Senate Bill No. 71, by Burlingame: An Act relating to and regulating the recovery of damages for the publication of libel in newspapers. Committee on Judiciary.

Senate Bill No. 72, by Muffy: An Act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907 relating to Boards of Commissioners by adding a new section numbered 2897A, providing penalty for the violation of Section 2897 thereof. Committee on Judiciary.

Senate Bill No. 73, by Burlingame: An Act to amend sub-division 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon corporations. Committee on Judiciary.

Senate Bill No. 74, by Hogan: An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen; and methods of paying the same, and prescribing the liability of employers who elect not to pay such compensation; establishing the Industrial Accident Board; defining its powers and duties and providing for a Review of its awards. Committee on Compensation.

Senate Bill No. 75, by Stevens: An Act to provide for the deposit of public moneys in possession of and under the control of city and town Treasurers of the several cities and towns of the State of Montana; providing for the payment of interest on all such moneys, and to amend the Section 3257 of Revised Codes of the State of Montana of 1907, and to repeal Chapter 88 of the Acts of the Thirteenth Legislative Assembly of the State of Montana. Committee on Banks and Banking.

Senate Bill No. 76, by Asbridge: An Act to define estray, and to provide for the disposition of estrays. Committee on Stock Growing and Grazing.

Senate Bill No. 77, by Stevens: An Act to provide for the deposit and control of public moneys in possession of and under the control of County Treasurers of the several counties of the State of Montana; providing for the payment of interest on all such moneys and to amend Section 3003 of the Revised Codes of Montana of 1907, and to repeal Chapter 88 of the Acts of the Thirteenth Legislative Assembly of the State of Montana. Committee on Banks and Banking.

Senate Bill No. 78, By Edwards: An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Rosebud and Musselshell. To change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto, and to provide for the designation, compensation of Judge of said Fifteenth Judicial District. Committee on Judicial Districts.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 26, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to



inform your Honorable Body that the following House Bills were received, read first and second times and referred to the following Committees:

House Bill No. 24, by Rasmussen: A Bill for an Act entitled, 'An Act to amend Section 4 of Chapter 5 of Chapter 72, being an Act known as the General Highway Law, as enacted by the Thirteenth Legislative Assembly of the State of Montana, relating to the letting of contracts for bridges and submitting plans and specifications for same.' Referred to Committee on Roads, Highways and Bridges.

House Bill No. 50, by Committee on Appropriations: A Bill for an Act entitled, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the officials thereof and turned into the State Treasury.' Committee on Finance and Claims.

House Bill No. 54, by Day: A Bill for an Act entitled, 'An Act amending Sections numbered 2, 6, and 29 of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a Commission Form of Government for cities; providing for the election of officers therein; defining their duties and powers and providing for their compensation."' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 59, by Appropriations Committee: A Bill for an Act entitled, 'An Act providing for the payment of deficiency claim for account of requisitions.' Committees on Finance and Claims.

House Bill No. 60, by Appropriations Committee: A Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company for cell work at the State Penitentiary.' Committee on Finance and Claims.

House Bill No. 61, by Appropriations Committee: A Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Independent Publishing Company for printing furnished as provided for by Section 6 of the Corrupt Practices Act.' Committee on Finance and Claims.

House Bill No. 62, by Appropriations Committee: A Bill for an Act entitled, 'An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry.' Committee on Finance and Claims.

House Bill No. 63, by Appropriations Committee: A Bill for an Act entitled, 'An Act appropriating Fifteen and 40/100 (\$15.40) Dollars in payment of the claim of the State Publishing Company against the Department of the Coal Mine Inspector.' Committee on Finance and Claims.

House Bill No. 64, by Appropriations Committee: A Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and Eighty-five Dollars (\$885.00) for vault equipment in the office of the Clerk of the Supreme Court. Committee on Finance and Claims.

House Bill No. 75, by Wells: A Bill for an Act entitled, 'An Act appropriating money for the payment of the claim against the State of Montana of Maurice S. Weiss and Zeb Melhorn of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building, Helena, Montana.' Committee on Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing today reported that the number of printed Bills now printed was insufficient to meet the demands of the House and Senate.

On motion of Darroch, the number of Bills to be printed was increased from 300 to 400 copies. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to

inform your Honorable Body that on motion, the vote on segregating Senate Bill No. 19, in which the enacting clause was stricken out, from the Committee of the Whole on the 19th day, was reconsidered; and Senate Bill No. 19 was this day segregated from the said report and re-referred to the Committee on Agriculture. Motion carried.

On motion, Senate Bill No. 74 was ordered printed. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 17, being a Bill for an Act entitled, 'An Act providing qualifications for conductors and flagmen who shall be hereafter employed to work in the train service of any railroad or railway company operating in whole or in part in the State of Montana,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Also, Senate Bill No. 18, being a Bill for an Act entitled, 'An Act to repeal Chapter 63 of the Session Laws passed by the Twelfth Legislative Assembly, relating to inspection of steamboats,' today reported said Bill with the recommendation that 'Substitute Committee Bill herewith presented, be passed.'

Signed: STEVENS, Chairman.

Report adopted and Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred Senate Bill No. 67, being a Bill for an Act entitled, 'An Act to provide for the distribution among the several Counties of Montana containing United States Forest Reserve Lands all Forest Reserve moneys received from the general government for the benefit of such Counties; to designate the fund in which the County Treasurer in each County shall place such payments, and to fix the percentage of such payments in each fund,' today reported said Bill with the recommendation that it do pass. Report adopted and Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate Chambers, Helena, Montana, January 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills, have this day been given:

By Mackenzie: An Act to provide for the deposit and control of all public moneys in the possession of and under the control of County, City and Town Treasurers; providing for the payment of interest on all such moneys, and to amend Section 3003 and 3527 of the Revised Codes of Montana of 1907.

By Muffy: An Act to amend Section I of Chapter 81 of the Twelfth Legislative Assembly, entitled, 'An Act prescribing the salary of certain appointive and deputy State officers, clerks, stenographers and employes at the State Capitol.'

By Kane: An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to the manner of awarding contracts for county printing by the Board of County Commissioners.

By Stevens: An Act providing for the foreclosure of Mortgages containing a power of sale by advertisement; outlining procedure, and providing for purchase at such foreclosure sale by the mortgagee or his representatives, and other purposes.

By Stevens: An Act to amend Chapter 47 of the Laws of the Thirteenth Legislative Assembly, relating to Grain Elevators, grain warehouses and grain inspection in the State of Montana and elsewhere; fixing fees to be collected incidental to that purpose and a provision for money to carry said Act into effect; also, creating a Grain Inspection Department and a Grain Inspection Fund.

By Edwards: An Act to amend Section 3910 of the Revised Codes of the

State of Montana of 1907, relating to the purchase and holding by a State Bank of Corporate Stock of its own or other Corporate Stock.

By Edwards: An Act to provide for the correction and adjustment of the acreage of lands included within a public irrigation district, and to provide for the elimination of non-existent and non-irrigable lands included therein, and for the adjustment of the taxation thereon.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 15, being a Bill for an Act entitled, 'An Act to provide for the nomination and election of officers on non-partisan tickets and to prevent the nomination or election of candidates for such offices on any other ticket,' today reported said Bill with the recommendation that it do not pass. Report adopted.

Also, Senate Bill No. 37, being a Bill for an Act entitled, 'An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crop,' today reported the Bill with the recommendation that it do pass with the following amendment:

Amend Section 1 by adding after the word 'lien' in line 4, the words 'not exceeding the purchase price of seven hundred bushels.' Report adopted and Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

At request of Easton, Mr. Speaker reverted to Order of Business.

#### NOTICES OF BILLS.

The following notices of Bills were given:

By Easton: A Bill for an Act entitled, "An Act to amend Section 3218 of the Revised Code of the State of Montana enumerating the officers of towns, Section 3225 prescribing the qualification of mayors of cities and towns, Section 3228 prescribing the qualification of municipal officers other than mayor; Section 3242 fixing the compensation of police judge of towns; Section 3244 fixing the compensation to be allowed the city attorney, and amending Chapter III of the Session Laws of the Thirteenth Legislative Assembly relating to salaries of mayor and alderman."

By Scott: A Bill for an Act entitled, "An Act to amend Section 4, Chapter 110, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act defining the term "Itinerant Vendors," to regulate the licensing of same, to fix the amount of such licenses, to provide penalties for the violation of such regulation and for other purposes,' to repeal Section 5 of said Chapter 110, and to insert in said Chapter 110 Sections to be numbered Section 5, Section 5A, Section 5B and Section 5C, providing further regulations for the issuance of Itinerant Vendor's Licenses; for deposits of money by such Vendors, and subjecting such deposits to the lien of Taxes and claims of Creditors."

By Fishbaugh: A Bill for an Act entitled, "An Act compelling each and every unmarried man over the age of 25 years, to pay annually \$100.00 along with regular tax, said fund to go to Orphans Homes, and providing penalty for not complying with this Act." At request of Macdonald of Flathead, Mr. Speaker reverted to Order of Business.

#### MOTIONS AND RESOLUTIONS.

Macdonald of Flathead Moved that the Sergeant at Arms be instructed to furnish seats under the galleries of the House for all visitors; to forbid and prevent during sessions of the House any congregation of visitors or members in the space at the rear of the back row of desks, and that he be further instructed that the House will hold him strictly responsible for any failure to enforce these orders. Motion duly seconded and carried.

## THIRD READING OF HOUSE BILLS.

House Bill No. 20 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Booth, Burns, Cariher, Cavitt, Choiniere, Corr, Corwin, Dwyer, Doner, Fousek, Gallagher, Gladden, Graybeal, Guinn, Harmon, Healey, Hedrick, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lusk, McCarthy, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Morris, Nutting, Page, Phillips, Prosser, Rixon, Rundle, Sales, Smith of Missoula, Smith of Lewis and Clark, Stone, Wallin, Wells, Wilde, Willis—51.

Noes: Baldwin, Bompert, Burnett, Carpenter, Coburn, Collins, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Hall, Hayes, Hawks, Henry, Lemmon, Lord, McDonald of Teton, McMahon, Minnick, Moe, Moore, Ostle, Parker, Rainey, Rasmussen, Sanderson, Schanck, Schmidt, Shott, Shrump, Scott, Searles, Sedgwick, Sullivan, Vidal, Mr. Speaker—37.

Absent and not voting: Crismas, Eliel, Franklin—3.

Excused: Day, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of McMahon, duly carried, the further consideration of House Bill 43, was suspended and the Bill was laid on the table.

House Bill No. 51 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86.

Noes: Rundle—1.

Absent and not voting: Cariher, Crismas, Foltz, Franklin—4.

Excused: Day, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Wells, unanimously carried, the title of House Bill 78 was amended by adding thereto, after the word 'Montana' the words 'relating to tuberculin tests and the quality and time of Tuberculin to be used therein.'

House Bill No. 78 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87. Noes: None.

Absent and not voting: Crismas, Franklin, McDonald of Teton, Phillips—4.

Excused: Day, Harper—2.

Title agreed to as amended and Bill transmitted to the Senate for concurrence.

House Bill No. 81 having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton,



McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrum, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—84.

Noes: Anderson, Graybeal, Guinn, Sanderson—4.

Absent and not voting: Crismas, Franklin, Phillips—3.

Excused: Day, Harper—2.

Title agreed and Bill transmitted to the Senate for concurrence.

House Bill No. 84 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariber, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrum, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87.

Noes: Bechtel—1.

Absent and not voting: Crismas, Franklin—2.

Excused: Day, Harper, Parker—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, duly carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Johnson in the Chair.

House resumed.

Mr. Speaker in the Chair.

Johnson from the Committee of the Whole reported as follows:

Mr. Speaker: Your Committee of the Whole, to whom was referred House Joint Memorial Numbered 1, Memorializing Congress to appropriate the sum of \$50,000.00 for the purpose of irrigating certain lands on the Flathead Indian Reservation in Montana, having had same under consideration, beg leave to report the same back with the recommendation that same do pass."

Also, House Joint Memorial No. 2, a Petition to Congress to enact Legislation validating all Desert Land Claims made prior to March 23, 1914, having had same under consideration, beg leave to report same back to the House with the recommendation that same do pass.

Also, House Joint Memorial No. 3, a Joint Memorial entitled: 'A Petition urging upon the President and Congress of the United States, the immediate passage of such laws governing the operation and rulings of the Civil Service Commission of the United States as shall henceforth guarantee the full and equal rights of every public employe of this Nation as to matters Political, Civil and Economic, on the same basis as that of every other American Citizen, having had same under consideration, beg leave to report the same back to the House with the recommendation that same do pass.

Also, House Joint Resolution No. 1, 'A Resolution memorializing Congress for the building of one steel bridge jointly with the county of Big Horn across the Big Horn River on the Crow Indian Reservation,' having had same under consideration, beg leave to report the same back to the House with the recommendation that same do pass.

Also, Senate Joint Resolution No. 2, 'A Resolution extending to the president of the United States an invitation to visit the State of Montana,' having had same under consideration report the same back to the House with the recommendation that it be concurred in.

Also, House Bill No. 104, a Bill for an Act entitled, 'An Act to amend Section 3169 of the Revised Codes of Montana, 1907, concerning fees of the Clerk of the District Court, and providing herein for the collection by said Clerk of a

fee for issuing marriage license and recording certificate of marriage,' having had same under consideration, beg leave to report same back to the House with the recommendation that same do pass.

Also, House Bill No. 118, a Bill for an Act entitled, 'An Act authorizing the Board of County Commissioners of any new county which may have been organized pursuant to either the provisions of Chapter 112 of the Laws of the Twelfth Legislative Assembly, or created by a Legislative Enactment, or which may hereafter be organized or created, to issue and dispose of bonds for the payment of the indebtedness of the county, so as to permit such county to speedily conduct business on a cash basis,' having had same under consideration, beg leave to report the same back to the House with the recommendation that same do pass." On motion of Johnson, the report was adopted as read.

Mr. Speaker reverted to Order of Business.

### THIRD READING OF HOUSE BILLS.

House Bill No. 93 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompart, Booth, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Nutting, Parker, Phillips, Prosser, Rainey, Rasmussen, Rundle, Sales, Sanderson, Schanek, Schmidt, Scott, Searles, Sedgwick, Shott, Shrum, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—81.

Noes: Bechtel, Kelly, Mansur, Ostle, Page—5.

Absent and not voting: Doner, Easton, Franklin, Morris, Rixon—5.

Excused: Day, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Choiniere, the House adjourned at 4:00 o'clock P. M. until 11:00 o'clock A. M. Wednesday, January 27, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## TWENTY-FOURTH DAY.

Wednesday, January 27, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Franklin, Harper—2.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-third day and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following notices of Bills were given:

By Bompart: A Bill for an Act entitled, "An Act to provide for the nomination and election of officers on non-partisan tickets and to prevent the nomination or election of candidates for such offices on any other ticket."

### REPORTS OF STANDING COMMITTEES.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, beg leave to report back

House Bill No. 86, by Rixon, a Bill for an Act entitled, 'An Act to provide for free Text Books and School supplies for use by all pupils in the public schools within the State of Montana; to authorize the raising of funds to defray the expense thereof; to prescribe regulations for the use by such pupils of such text books and supplies; to prohibit any person connected with the public schools of the State of Montana from being beneficially interested in the sale of any text books or supplies for use in such public schools; to provide penalty for the violations of this Act; and to repeal Sections numbered 1812 and 1813 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' with the following amendments:

At the end of the first sentence in Section 1 the words, 'except in school districts which do not have sufficient funds to provide more than seven months school during the school year, such books and supplies shall be and remain the property of the school district purchasing the same,' to be inserted.

In Section 2, the word 'such' to be inserted after the first word 'every,' and in Section 3 the words 'county health officer' to be substituted for the words 'said health officer or county physician.'

And recommend that the Bill do pass as amended."

On motion of Rainey, the report was adopted as read and the Bill was referred to the Committee on Printing.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education beg leave to report back House Bill No. 143, by Bechtel, a Bill for an Act entitled, 'An Act to amend subdivision 4 of Section 507 of Chapter 5, which said Act is Chapter 75 of the Session Laws of the Thirteenth Regular Session of the Legislative Assembly of the State of Montana, relating to the powers of School trustees in all school districts,' with the following amendments:

In Section 1, after the words 'free to all residents of the district,' the words, 'who are citizens of the United States or who have declared their intentions of becoming such,' to be inserted, and recommend that the Bill do pass as amended.

On motion of Rainey, the report was adopted as read and the Bill was referred to the Committee on Printing.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, to whom was referred House Bill No. 28, being a Bill for an Act entitled, 'An Act to amend Sections 8871, 8872, 8873 and 8874 of Part I, Title XVI, Chapter II of the Revised Codes of Montana, 1907, being Act approved March 18, 1895, relating to Noxious Weeds, and providing for the destruction of same and fixing the responsibility thereto, and to add to said Act Sections 8874A, 8874B, 8874C, 8874D, 8874E and 8874F, having had same under consideration, beg leave to report said Bill back to the House with the recommendation that it do not pass." On motion of Cavitt, the report was adopted as read.

Cavitt from the Committee on Agriculture, reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, to whom was referred House Bill No. 159, being a Bill for an Act entitled, 'An Act to prevent any one hunting game or carrying shot guns or rifles upon the lands of another, and to punish violations thereof,' beg leave to report same back to the House with the recommendation that the Bill do pass, as amended.

Section 1, line 3, strike out the 'or' after the word 'gun' and insert after the word 'rifle,' 'or other fire-arms.'

Section 2. The following to be added. 'Provided that when the boundaries of any land consist in part of a meandered stream, it shall be sufficient that one of said signs be placed when the banks of said meandered stream connects with the other boundaries of said land.'

On motion of Cavitt, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 33, a Bill for an Act entitled, "An Act to provide for the licensing of architects and regulating the practice of architecture as a profession in the State of Montana,' do hereby recommend that the same do not pass, and

we further recommend that Substitute for House Bill No. 33, as prepared by your Committee, being a Bill for an Act entitled, 'An Act to provide for the licensing of architects and regulating the practice of architecture as a profession in the State of Montana,' do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 89, a Bill for an Act entitled, 'An Act to regulate the issuance of licenses of retail liquor dealers in cities, towns, villages, or camps containing a population of less than one hundred,' beg leave to report that having had same under consideration, we recommend that the Bill be amended as follows:

That the title of the Bill be amended by adding thereto the words 'and repealing Chapter 35 of the Laws of the Thirteenth Legislative Assembly,' and that as so amended the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 167, a Bill for an Act entitled, 'An Act to amend Chapter 7 of the Revised Codes of 1907 of the State of Montana, relating to false personation and cheats, by inserting after Section 8684 sub-section to be known as Sub-section 8684-A,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 165, a Bill for an Act entitled, 'An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: Your Committee on State Boards and Officers, having had under consideration House Bill No. 182, being a Bill for an Act entitled, "An Act to amend sub-section 21 of Section 2894 of the Revised Codes of the State of Montana for the year 1907 relating to the powers and duties of Boards of County Commissioners,' respectfully beg leave to report same back to the House with the recommendation that it do not pass." Anderson moved the adoption of the report.

Hills moved as a substitute therefor that the report be not adopted and that the Bill be placed on General Orders. Anderson's motion prevailed.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: Your Committee on State Boards and Officers, having had under consideration House Bill No. 169, being a Bill for an Act entitled, 'An Act to authorize and regulate the practice of Chiropractic, to provide for the licensing and examination of Chiropractors, to create a State Board of Examination and Registration, to provide for the appointment of same; to establish rules and regulations governing said Board; to provide a curriculum and establish a standard of efficiency; to provide prerequisites and establish a fee for examination; to provide for the disposal of the fund arising from said fee; to regulate the holding of meetings of said Board and issuance of license to practice Chiropractic; to provide a penalty for practicing Chiropractic without a license as provided by this Act and to repeal all Acts and parts of Acts in conflict herewith,' respectfully beg leave to report the same back to the House with the recommendation that it do not pass." On motion of Anderson, the report was adopted as read.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having



had under consideration House Bill No. 175, being a Bill for an Act entitled, 'An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to County Printing,' respectfully beg leave to report the same back to the House with the recommendation that the same do pass." On Motion of Anderson, the report was adopted as read and the Bill was referred to the Printing Committee.

Kelly from the Committee on Labor reported as follows:

"Mr. Speaker: We, your Committee on Labor, to whom was referred House Bill No. 141, being a Bill for an Act entitled, 'An Act to prohibit the collection of fees for the securing of employment or furnishing information leading thereto, and fixing a penalty for the violation thereof,' having had same under consideration, beg leave to recommend that Section 1 be stricken out and Section 2 be numbered 1, Section 3 be numbered 2, Section 4 be numbered 3, Section 5 be numbered 4, and do recommend that it pass as amended."

On motion of Kelly, the report was adopted as read and the Bill was referred to the Printing Committee.

McMahon from the Committee on Mines and Mining reported as follows:

"Mr. Speaker: Your Committee on Mines and Mining, to whom was referred House Bill No. 157, being a Bill for an Act entitled, 'An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done,' having had the same under consideration, we beg leave to report that we have set Tuesday, February 2nd, 1915, as the date for the public hearing on this measure, and all persons interested are invited to attend such public hearing." On motion of McMahon, the report was adopted as read.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 138, a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Valley and Sheridan; to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Hill and Blaine, and the County of Phillips, if the same shall hereafter be created; to recreate the Twelfth Judicial District of the State of Montana, to be composed of the Counties of Chouteau and Toole; to change the boundaries of the Eighth and Twelfth Judicial Districts, respectively to conform thereto; to provide for the assignment of the now presiding Judge of said Twelfth Judicial District to the Twelfth and Fifteenth Judicial Districts respectively; and to provide for an additional Judge for said Sixteenth Judicial District as hereby created,' respectfully beg leave to report that the Bill be reported back to the House with the recommendation that it be re-referred to the Judiciary Committee." On motion of Mason, the report was adopted as read and the Bill was re-referred to the Committee on Judiciary.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 95, a Bill for an Act entitled, 'An Act providing for suitable burial of deceased persons other than honorably discharged soldiers, sailors and marines and fixing the amount to be allowed for such burial, by whom to be paid and repealing all Acts and parts of Acts or laws of the State of Montana in conflict with the provisions hereof,' respectfully beg leave to report that the Bill be reported back to the House with the recommendation that it do not pass." On motion of Mason the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bills numbered 21, 22, 105 and 107, beg leave to report that the same have been returned correctly printed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred the following: House Joint Memorial No. 1, House Joint Memorial No. 2, House Joint Memorial No. 3, Joint House Resolution No. 1, House Bill No. 104, and House Bill No. 118, beg leave to report the same back to the House as correctly engrossed."

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 74, being a Bill for an Act entitled, 'An Act to prohibit the carriage of livestock in ear lots on local freight trains on railroads which run through freight trains over the Division upon which such shipments are offered, and providing a penalty for its violation,' having had same under consideration, report back with the recommendation that the Bill do not pass." On motion of Wells, the report was adopted as read.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 67, being a Bill for an Act entitled, 'An Act to amend Section 2091 of the Revised Codes of Montana, relating to the retaining of trespassing stock,' having had same under consideration, report back with the recommendation that Bill do not pass." On motion of Wells, the report was adopted as read.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 85, being a Bill for an Act entitled, 'An Act to regulate the sales of livestock on commission; to provide for the bonding of livestock commission houses, and sale yards and providing for violation,' having had same under consideration, report the Bill back with the recommendation that it do pass." On motion of Wells, the report was adopted as read and the Bill was referred to the Committee on Printing.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 142, being a Bill for an Act entitled, 'An Act requiring Pitfalls, Wells and Shafts, not safely guarded or protected by legal enclosures, to be filled or covered in such a manner as herein provided so as to avoid punishment for the violation of same,' having had same under consideration, report the Bill back with the recommendation that it do pass." On motion of Wells, the report was adopted as read and the Bill was referred to the Printing Committee.

#### INTRODUCTION OF BILLS.

The following Bills were introduced, the Committee on Appropriations being given permission to introduce two Bills without previous notice:

House Bill No. 186, by Bompert: A Bill for an Act entitled, "An Act creating the Department of Emergency State Police, defining the duties of the Governor in relation thereto, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute the force, and defining their powers and duties, and providing for the payment of actual necessary expenses."

House Bill No. 187, by Hedrick: A Bill for an Act entitled, "An Act to amend Section 2 of the Primary Election Law providing for party nominations by direct vote, initiated and passed by the people of Montana at the General Election of November, 1912, changing the time of holding the Primary Nominating Election to elect State and County Officers, from 70 days preceding the General Election to the Third Tuesday in June."

House Bill No. 188, by Sales: A Bill for an Act entitled, "An Act making it a duty of adult children to support indigent parents; providing procedure and fixing penalties."

House Bill No. 189, by Rundle: A Bill for an Act entitled, "An Act to compel abstractors of title to real estate to file a bond for the protection of those with whom they deal, and to procure a seal; to provide for the issuance of a certificate of authority to such abstractors; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the Courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act."

House Bill No. 190, by Dwyer: A Bill for an Act entitled, "An Act to amend Sections 7 and 26 of Chapter 74 of the Session Laws of the Thirteenth

Legislative Assembly relating to the registration of electors in counties, cities, towns and school districts and to repeal Section 41 of said Act."

House Bill No. 191, by Corwin: A Bill for an Act entitled, "An Act to regulate the practice of Pharmacy and regulating the manufacture and sale of drugs and medicines in the State of Montana, and providing penalties for the violation of this Act."

House Bill No. 192, by Appropriation Committee: A Bill for an Act entitled, "An Act appropriating money for the cost of the installation of three stokers in the heating plant of the State Capitol Building."

House Bill No. 193, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of the claim of the Hennessy Company for sundry carpeting and furnishings in the Senate Chamber of the State Capitol Building."

House Bill No. 194, by Lemmon: A Bill for an Act entitled, "An Act providing for the permanent establishment of cadastral surveys and regulating same in the State of Montana."

#### READING OF HOUSE BILLS.

House Bill No. 186 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 187 read first and second time by title only and referred to the Committee on Equal Suffrage.

House Bill No. 188 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 189 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 190 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 191 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 192 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 193 read first and Second time at length and referred to the Committee on Appropriations.

House Bill No. 194 read first and second time by title only and referred to the Committee on State Boards and Officers.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 26, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred the following bills, today reported said bills as follows:

Senate Bill No. 42, by Whiteside, being a Bill for 'An Act to facilitate the publication of election returns,' recommended that it do pass. Report adopted. Bill referred to Printing Committee.

Senate Bill No. 48, by Kinney, being a Bill for an 'Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to removal of civil officers otherwise than by impeachment,' recommended that it do pass. Report adopted. Bill referred to Printing Committee.

Senate Bill No. 40, by Williams, being a Bill for an Act entitled, 'An Act regulating the sale of imported meats, lard and dairy products within the State of Montana,' recommended that it do pass. Report adopted. Bill referred to Printing Committee.

Senate Bill No. 20, by Edwards, being a Bill for an Act entitled, 'An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to County Boards of Health, and to the appointment of County Health Officers,' recommended that it do pass. Report adopted. Bill referred to Printing Committee.

Senate Bill No. 12, by Abbott, being a Bill for an Act entitled, 'An Act directing the State Board of Land Commissioners to permit counties or sub-divisions thereof, road districts and other persons desiring to construct public roads or highways, to have the free right to remove or use all timber, stone, dirt and gravel within the boundaries of such highways, when constructed across State or public

lands owned, held or controlled by the State of Montana,' recommended that it do pass. Report adopted. Bill referred to Printing Committee.

Senate Bill No. 10, by Abbott, being a Bill for an Act entitled, 'An Act providing for the removal of stones, earth and debris in public highways, by persons causing such obstructions, and providing for the penalty for failure to comply herewith,' recommended that it do not pass. Report adopted.

Senate Joint Memorial No. 2, "Memorializing the Congress of the United States to pass the necessary legislation for the opening of the Crow Indian Reservation to settlement, under the Homestead Law or otherwise," recommended that it do pass. Report adopted. Said Memorial referred to Printing Committee.

Senate Joint Resolution No. 3, by O'Shea, 'To provide for the appointment by the Governor of a Commission to recommend to this Assembly suggestions for redistricting the State of Montana for Judicial purposes,' recommended that it be referred back to the Senate for proper action. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 26, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufacturing, to whom was referred Senate Bill No. 65, introduced by Stevens, being a Bill for an Act entitled, 'An Act prohibiting pooling in buying, selling, or handling grain, and providing penalties for the violation thereof,' today reported said bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 7, introduced by Whiteside, being a Bill for an Act entitled, 'An Act to promote the distribution of improved seed grain by authorizing the County Commissioners in any county to purchase such seed grain, and distribute the same among residents of the county,' today reported said Bill with the recommendation that it do pass with the following amendments: Amend Section 1, line 6, by striking out the words 'one hundred' and inserting in lieu thereof the word 'fifty.' Amend Section 3, line 7, by striking all of Section 3 after the word 'seed.' Amend Section 4, line 2, by inserting after the word 'same' the words 'with six per cent interest.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana.

House of Representatives, Helena, Montana—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following bills were today introduced in the Senate, read first and second times and referred to the following Committees:

Senate Bill No. 79, by Kane: 'An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to the manner of awarding contracts for county printing by the Board of County Commissioners,' referred to Printing Committee.

Senate Bill No. 80, by Edwards: 'An Act to amend Section 3910 of the Revised Codes of the State of Montana of 1907, relating to the purchase and holding by a State Bank of Corporate Stock of its own or other Corporate Stock,' referred to Committee on Banks and Banking.

Senate Bill No. 81, by Edwards: 'An Act to provide for the correction and adjustment of the acreage of lands included within a public irrigation district and to provide for the elimination of non-existent and non-irrigable lands included therein and for the adjustment of the taxation thereon,' referred to Committee on Public Lands.

Senate Bill No. 82, by Stevens: 'A Bill for an Act providing for the foreclosure of mortgages containing a power of sale by advertisement, outlining procedure, and providing for purchase at such foreclosure sale by the mortgagee or his representatives, and other purposes,' referred to Committee on Judiciary.

Senate Bill No. 83, by Junod: 'An Act to amend Act 8475 of the Revised Codes of the State of Montana, respecting the Penalty to be imposed on account of the trespass of livestock contrary to the provisions of Act 8474 of the Revised Codes of the State of Montana,' referred to Committee on Stock Growing and Grazing.



Senate Bill No. 84, by Junod: 'An Act prohibiting the grazing of livestock in herd within a distance of two miles of any city or town, fixing a penalty and defining a city or town for the purposes of this Act,' referred to Committee on Stock Growing and Grazing.

Senate Bill No. 85, by Whiteside: 'An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, within the certain limitations therein stated, and to limit the number of days when such bets or wagers may be recorded, reported, or registered, and providing penalties for the breach of the same,' referred to Committee on Public Morals.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

January 26, 1915.

"House of Representatives, Helena, Montana—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture, to whom was referred Senate Bill No. 1, introduced by Whiteside, being a Bill for an Act entitled, 'An Act to create a Department of Farm Loans, and provide for the issuance of Farm Loan Bonds to facilitate the investment of savings in such bonds; to designate the State Treasurer as Commissioner of Farm Loans and to appropriate money for the use of said Department,' today reported said Bill with a recommendation that it do pass with the following amendments: Insert after the word 'security,' in line 8, Section 3, the following, 'as determined by the Commissioner.' Insert after the word 'issue' in line 3, Section 4, the word 'negotiable,' and add to Section 4 the following, 'each issue of bonds shall as far as practicable be secured upon lands in contiguous or adjoining territory.' Insert between Sections 4 and 5 a new section as follows:

'Section 5. Whenever the owners of land in any district present a petition to the Commissioner, signed by such owners, requesting that a series of bonds amounting in the aggregate to less than One Hundred Thousand Dollars (\$100,000.00), be issued, and the lands offered as security meet the requirements of this Act, the Commissioner may issue said series of bonds in any amount not exceeding in the aggregate one-half the total value of the land, (as determined by the Commissioner) offered as security, and such bonds may bear any rate of interest agreed upon by all the owners whose lands are to be subject to such bond issue. Payments on any such issue of bonds for administrative purposes shall be the same per thousand as the payments for administrative purposes on all other issues. The Commissioner may require the owners of the lands offered as security for any issue of bonds as provided in this section to meet the preliminary expense of such issue, such advance payment of expense to be returned to such owners from the administrative funds as soon as the bonds have been sold. The payments upon the principal and interest of any such issue shall be made upon the amortization plan, as provided in this Act.'

Strike out the words 'one thousand' in line two, Section 5 and insert in lieu thereof the words 'five hundred.' Insert between Sections 7 and 8 a new section as follows:

'Section 10. Mortgages given to the Commissioner of Farm Loans shall not be assessed for purposes of taxation but nothing in this Act shall be construed as exempting from taxation the bonds issued under this Act and owned by individuals or corporations within the State of Montana.'

Renumber all sections after 4, consecutively. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 26, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were read the first and second times and referred to the following Committees:

House Bill No. 87, introduced by Day, being a Bill for an Act entitled, 'An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of Record to make rules for their government and the government of its officers; providing that in case of the failure or refusal of any District Court to adopt and promulgate rules of Court, the Supreme Court may, upon application of any interested party, adopt rules for the government of such court; and providing a

penalty for the violation of such rules so adopted by the Supreme Court.' Committee on Judiciary.

House Bill No. 88, by Day: A Bill for an Act entitled: 'An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms or sessions of Court, which may be held in a district having more than one Judge; the departments into which such court may be divided; directing the apportionment of business of the Court among the Judges thereof; providing that in case of failure to make such apportionment of business by the Judges of said Court, the Supreme Court may, upon application of any interested person, make an order apportioning such business, and providing that a failure or refusal of any District Judge to carry out the orders of the Supreme Court shall constitute a contempt of the Supreme Court.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 26, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 7, introduced by Lane, was today read and adopted and transmitted to the House for concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills have this day been given:

By Annin: 'A Bill for an Act to increase the powers of cities by conferring upon city councils or commissioners or other legally constituted authority, the power to levy a special tax for the purpose of installing electric lighting and power systems; provided the same shall have first been authorized by a majority vote of the taxpayers affected thereby.'

By Annin: 'A Bill for an Act to amend Section 3 of Chapter 52 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the powers of the Public Service Commission to regulate public utilities, when owned and operated by municipalities, towns or villages.'

By Stevens: A Bill for an Act entitled: "An Act to require railroad or railway companies to cooper box cars placed for loading grain or other commodities subject to loss by leakage, and providing a penalty for non-compliance with the provisions of this Act."

By Brower: 'A Bill for an Act to amend Section 14 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a juvenile court procedure; providing for the appointment of probation officers; outlining their duties and specifying their compensation; defining juvenile delinquent persons and a delinquent child; providing a lawful method of procedure against juvenile delinquents, their parents and guardians; specifying places for their temporary and permanent detention and the compensation for their care; providing for time and place of trial; providing methods and means to carry the provisions of this Act into effect".'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Lord, the House took a recess at 12:00 o'clock M., until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

Mr. Speaker excused Doner and Minnick.

On motion of Anderson, Mr. Speaker reverted to the order of business.

#### NOTICES OF BILLS.

The following notices of Bills were given:

By Easton: A Bill for an Act entitled: "An Act providing that in all civil actions before Justices of the Peace, allegations of the execution of written instruments and endorsements thereon, of the existence of a corporation or co-partnership or of any appointment or authority shall be taken as true unless such

allegations shall be specifically denied by the affidavit of the opposite party, his agent or attorney."

By Anderson: A Bill for an Act entitled: "An Act to amend Section 9006 (1545), Revised Codes of Montana, 1907, relating to the removal of public officers by summary proceedings by adding to such section a proviso conferring certain powers upon the Governor thereto."

By Guinn: A Bill for an Act entitled: "An Act changing the boundary lines between Rosebud and Big Horn Counties and annexing to Big Horn County certain territory from the County of Rosebud."

By Mason: A Bill for an Act entitled: "An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of the statistical information thereof in the year 1915 and every tenth year thereafter, and to authorize the publication thereof."

By Mason: A Bill for an Act entitled: "An Act to amend Sections 2, 4, and 5, and re-enacting Sections 1, 3, 7, 12, 13, 14, 15, 16, 17, and 19, and repealing Sections 6, 8, 9, 10, 11, 18, and 20 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana; and providing for the nomination and election of members of the Legislature, District Court, and all elective County Officers on a non-partisan ticket."

By Scott: A Bill for an Act entitled, "An Act relating to legal fence and amending Chapter 64 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

Mr. Speaker reverted to order of business.

#### INTRODUCTION OF BILLS AND MEMORIALS.

The following Resolution was received from the Senate:

Senate Joint Resolution No. 7, by Lane: "A Resolution asking that a Joint Investigating Committee be appointed to investigate certain newspaper charges relative to the Lumber Industry of the State of Montana."

Macdonald of Flathead moved to amend the Resolution by adding thereto the following:

"And in the conduct of such investigation, the said Committee is hereby empowered to subpoena witnesses, pay for their attendance, and if necessary employ an Attorney to assist in the investigation. Such investigation however, to be conducted at an expense of not to exceed Five Hundred Dollars (\$500.00). The same to be paid from the contingent expense account of the Fourteenth Legislative Assembly." Motion carried.

Wallin moved that the Resolution be amended as follows:

"That part of the last sentence, after the word 'house' be stricken out and the following substituted:

'This Committee so appointed to investigate the conduct of industries affected by the above mentioned reports and report its findings to the respective houses.'" Motion carried.

#### THIRD READING OF SENATE BILLS AND MEMORIALS.

Senate Joint Resolution No. 2, having been read three several times, was concurred in.

Mr. Speaker reverted to Order of Business.

#### MOTIONS AND RESOLUTIONS.

On motion of Corwin, duly carried, the vote on House Bill No. 20 was reconsidered.

#### THIRD READING OF HOUSE BILLS.

Pursuant to a motion of Corwin, House Bill No. 20 was again placed on Third Reading, and was killed by the following vote:

Ayes: Baxter, Bechtel, Bent, Booth, Burns, Cariher, Cavitt, Choiniere, Corr, Flanigan, Fousek, Gallagher, Graybeal, Harmon, Hawks, Healey, Hedrick, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lusk, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Page, Rixon, Rundle, Sales, Scott, Smith of Missoula, Smith of Lewis and Clark, Stone, Wells, Wilde—39.

Noes: Anderson, Bompert, Baldwin, Burnett, Carpenter, Coburn, Collins, Corwin, Crismas, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Foltz, Gladden, Guinn,

Hall, Hayes, Hawks, Henry, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Sanderson, Schanck, Schmidt, Shott, Shrump, Searles, Sedgwick, Sullivan, Vidal, Wallin, Willis, Mr. Speaker—48.

Absent and not voting: Marsh—1.

Excused: Day, Franklin, Harper, Doner, Minnick—5.

House Bill No. 100 having been read three several times was passed by the following vote:

Ayes: Baldwin, Bechtel, Bent, Cavitt, Choiniere, Corr, Corwin, Day, Eliel, Einsel, Gallagher, Gladden, Hall, Hayes, Healey, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Moe, Morris, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Searles, Shott, Smith of Missoula, Stone, Wallin, Wilde, Willis, Mr. Speaker—49.

Noes: Anderson, Baxter, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Coburn, Collins, Crismas, Dwyer, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Graybeal, Guinn, Hawks, Hedrick, Henry, Lemmon, McDonald of Teton, McMahon, Moore, Nutting, Ostle, Parker, Sales, Schmidt, Shrump, Scott, Sedgwick, Smith of Lewis and Clark, Sullivan, Vidal, Wells—38.

Absent and not voting: Doner, Harmon, Mansur, Minnick—4.

Excused: Franklin, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 110, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87. Noes: None.

Absent and not voting: Doner, Harmon, Mansur, Minnick—4.

Excused: Franklin, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

Speaker pro tem in the Chair.

Senate Joint Resolution No. 7, having been read three several times, was concurred in as amended by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Eliel, Gladden, Hall, Hawks, Hedrick, Henry, Higgins, Kelly, Lord, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Moore, Page, Parker, Rasmussen, Rixon, Sales, Sanderson, Scott, Searles, Sedgwick, Smith of Missoula, Stone, Vidal, Wallin, Wells, Wilde, Mr. Speaker—46.

Noes: Bompert, Burnett, Choiniere, Day, Dwyer, Easton, Einsel, Fishbaugh, Foltz, Fousek, Gallagher, Graybeal, Guinn, Hayes, Healey, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, McDonald of Teton, McMahon, Morris, Nutting, Ostle, Phillips, Prosser, Rainey, Rundle, Schmidt, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Willis—37.

Absent and not voting: Crismas, Flanigan, Harmon, McNally, Schanck—5.

Excused: Franklin, Harper, Lusk, Doner, Minnick—5.

Title agreed to and Memorial returned to Senate for its concurrence in the amendment.

House Joint Memorial No. 1, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Hayes, Healey, Hedrick, Henry, Higgins,



Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86. Noes: None.

Absent and not voting: Harmon, McNally, Marsh—3.

Excused: Franklin, Harper, Doner, Minnick—4.

Title agreed to and Memorial transmitted to the Senate for concurrence.

House Joint Memorial No. 2, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wells, Wilde, Willis—83. Noes: None.

Absent and not voting: Doner, Harmon, Mackel, Marsh, Minnick, Rundle, Wallin, Mr. Speaker—8.

Excused: Franklin, Harper—2.

Title agreed to and Memorial transmitted to the Senate for concurrence.

House Joint Memorial No. 3, having been read three several times, was killed by the following vote:

Ayes: Baldwin, Bechtel, Bent, Carpenter, Cavitt, Corr, Corwin, Easton, Fousek, Gallagher, Gladden, Guinn, Hayes, Hawks, Healey, Henry, Hills, Johnson, Jorgensen, Kelly, Lord, McDonald of Teton, Mackel, Marsh, Mason, Moore, Nutting, Page, Sanderson, Searles, Stone, Wallin, Willis—33.

Noes: Baxter, Bompert, Booth, Burnett, Coburn, Collins, Crismas, Day, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Graybeal, Hall, Hedrick, Higgins, Hogan, Kiley, Lemmon, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Moe, Morris, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Shott, Shrump, Scott, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wells, Wilde—50.

Absent and not voting: Anderson, Burns, Cariher, Choiniere, Harmon, Mr. Speaker—6.

Excused: Doner, Franklin, Harper, Minnick—4.

House Joint Resolution No. 1, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Graybeal, Guinn, Hall, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—83. Noes: None.

Absent and not voting: Baldwin, Gladden, Harmon, Hogan, Lemmon, Mansur—6.

Excused: Doner, Franklin, Harper, Minnick—4.

Title agreed to and Bill transmitted to Senate for concurrence.

Mr. Speaker in the Chair.

At the request of Day, Mr. Speaker reverted to the Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred

House Bill No. 66, being a Bill for an Act entitled, 'An Act appropriating fifty-seven and 12/100 (\$57.12) Dollars to the Estate of Nathan Herrmann for refund on account of over payment of Inheritance Tax, paid on July 19, 1913,' beg leave to report the same back with the recommendation that the title be corrected by striking out the word 'paid' and inserting in lieu thereof the words 'erroneously collected.'

Amend Section 1 by striking out from the end of the last line the word 'paid,' and inserting in lieu thereof the words 'erroneously collected.'

Amend Section 2 by striking out the figures '\$57.12' and inserting in lieu thereof the words and figures 'Fifty-seven and 12/100 (\$57.12) Dollars.'

And, as amended, that the Bill be restored to its place on General Orders, with the recommendation that it do pass."

On motion of Day, the report was adopted as read and House Bill No. 66 was ordered restored to its place on General Orders.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 192, being a Bill for an Act entitled, 'An Act appropriating money for the cost of the installment of three stokers in the heating plant of the State Capitol Building.'

Also, House Bill No. 193, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Hennessy Company for sundry carpeting and furnishings in the Senate Chambers of the State Capitol Building,' respectfully beg leave to report said Bills back to the House with the recommendation that they do pass." On motion of Day, the report was adopted as read and the Bills were referred to the Printing Committee.

On motion of Fousek, Mr. Speaker reverted to Order of Business.

#### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 195, by Vidal: A Bill for an Act entitled, "An Act to provide for the construction of a fish hatchery, for the propagation of Food Fish and other Fish, in Cascade County, Montana, and to appropriate money therefor."

House Bill No. 196, by Scott: A Bill for an Act entitled, "An Act to amend Section 4, Chapter 110, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act defining the term "Itinerant Vendors;" to regulate the licensing of same; to fix the amount of such licenses; to provide penalties for the violation of such regulation and for other purposes; to repeal Section 5 of said Chapter 110; and to insert in said Chapter 110, Sections to be numbered Section 5, Section 5A, Section 5B, Section 5C; providing further regulations for the issuance of Itinerant Vendors' Licenses; for deposit of money by such Vendors, a subjecting such deposits to the Lien of Taxes and Claims of Creditors."

#### READING OF HOUSE BILLS.

House Bill No. 195 read first and second time at length and referred to the Committee on Fish and Game.

House Bill No. 196 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

On motion of Corwin, Mr. Speaker reverted to Order of Business.

#### MOTIONS AND RESOLUTIONS.

On motion of Corwin, duly carried, the Chief Clerk was instructed to request the Secretary of the Senate to return House Bill No. 20.

On motion of Macdonald of Flathead, the House adjourned at 3:45 o'clock P. M. until 11:00 o'clock A. M., Thursday, January 28, 1915.

Attest:

W. J. WALSH, Chief Clerk.

GEORGE L. RAMSEY, Speaker.

## TWENTY-FIFTH DAY.

Thursday, January 28, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Franklin—1.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-fourth day and find same to be correct."

## PETITIONS.

Prosser offered a petition of the Retail Merchants of the State of Montana relating to Weights and Measures' Department, which was referred to the Committee on State Boards and Officers.

## NOTICES OF BILLS.

The following Notices of Bills were given:

By Graybeal: A Bill for an Act entitled, "An Act to prevent any candidate running independent unless he shall file his petition at a date earlier than the day Primary Elections are held to nominate candidates for the office sought by the Independent Candidate."

Committee on Highways: A Bill for an Act entitled, "An Act to provide for the organization of Special Road Districts in the several counties of the State; to provide for the election and appointment of Directors, and other officers for special road districts; prescribing their duties and regulating the government thereof; and to provide for the levy of taxes in Special Road Districts and the disbursements of the Special Road District Fund."

By Harmon: A Bill for an Act entitled, "An Act to amend Section 8381 of the Revised Codes of 1907, relating to the sale of tobacco, cigars, cigarettes, or cigarette paper to minors by adding a clause making it a misdemeanor for a minor to misrepresent his age."

By Bechtel: A Bill for an Act entitled, "An Act amending Section 1290 of the Revised Codes of Montana, 1907, relating to the requirements for admission to the State Soldiers' Home."

By Lusk: A Bill for an Act entitled, "An Act to repeal Sections 6 and 7 of the Corrupt Practices Act as initiated and passed by the people of Montana at the General Election of November, 1912."

## REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported House Bills Nos. 57, 73, 116, 117, 144, 146, 147, 150, 99, 106 and House Joint Memorial No. 4 as correctly printed.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 149, a Bill for an Act entitled, 'An Act to amend Sections 3225 and 3229 of the Revised Codes of the State of Montana; and providing that the right to hold office shall be unconditioned by property qualifications,' beg leave to report same back to the House with the recommendation that it do not pass."

On motion of Graybeal, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 164, a Bill for an Act entitled, 'An Act amending Sections 503 and 505 of Chapter 5 of the Revised Codes of Montana of 1907, relating to the appointment and political status of Judges and Clerks of election,' beg leave to report same back to the House with the recommendation that it do not pass." On motion of Graybeal, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Joint Resolution No. 1, 'A Resolution providing for the appointment of a joint committee for the purpose of making suggestions and of preparing such amendments as may be deemed necessary to the several initiative measures heretofore adopted by the people of the State of Montana,' beg leave to report same back to the House with the recommendation that it be concurred in." On motion of Graybeal, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 155, a Bill for an Act entitled: 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article 9 of the Constitution of the State of Montana, relating to the qualifications of voters,' beg leave to report same back to the House with the recommendation that same do not pass."

On motion of Graybeal, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 36, a Bill for an Act entitled: 'An Act providing for the delivery of ballots and stamps by the County Clerk to the Judges of Election and for the delivery of the election returns to the County Clerk; amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547a, 583a, and 583b,' beg leave to report same back to the House with the recommendation that the same be referred to the Judiciary Committee."

On motion of Graybeal, the report was adopted as read and the bill was referred to the Committee on Judiciary.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 17, a Bill for an Act entitled: 'An Act authorizing city and town councils to buy or condemn real estate, whether inside or outside of the corporate limits of the city or town, for park purposes, and to issue bonds of the city or town for the purpose of paying for and improving such parks,' beg leave to report as follows:

That Section 1 of said bill be amended to read as follows: 'Section 1. That any incorporated city or town shall have the power to acquire, purchase, and if necessary, condemn private property, whether within or without the corporate limits of the city or town for the purpose of establishing and improving city parks. Condemnation proceedings under this Act shall be instituted by the city attorney in the name of the city or town, upon authorization by the city or town council and the proceedings thereunder shall be as provided in the Code of Civil Procedure concerning Eminent Domain.' And as amended recommend that the bill resume its place on General Orders.

On motion of Dwyer, the report was adopted as read and the bill was replaced on General Orders.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 172, a Bill for an Act to amend Section 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, 'An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel Mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907, respecting the sale of mortgaged property or its removal from the county in which it is situated,' having had same under due consideration, beg leave to report that same be amended as follows: That all of Section 17, after the word 'punished' in line 11 be stricken out and the following inserted in lieu thereof: 'In the same manner and to the same extent as for larceny of the property so removed or disposed of,' and as amended recommend that the bill do pass."



On motion of Dwyer, the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 161, introduced by Smith, a Bill for an Act entitled, 'An Act to provide for a system of criminal identification in the State of Montana, the duties of the Sheriffs and Police Officers in connection therewith; providing for the appointment of a Superintendent of Criminology; prescribing his duties and fixing his compensation,' having had the same under consideration, beg leave to report same back with the recommendation that the bill do pass."

On motion of Dwyer, the report was adopted as read and the bill was referred to Committee on Printing.

Dwyer from the Committee in Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 111, introduced by Shrump, a Bill for an Act entitled, 'An Act providing for the taxation of attorney fees in civil actions in Justice's Courts,' having had the same under due consideration, beg leave to report the same back with the recommendation that the bill do not pass."

On motion of Dwyer, the report was adopted as read.

### INTRODUCTION OF BILLS.

The following bills were introduced:

House Bill No. 197, by Fishbaugh: A Bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of Old Fort Benton."

House Bill No. 198, by Marsh: A Bill for an Act entitled, "An Act to amend Section 4 of Chapter 82 of the Session Laws of 1913, relating to the practice of Veterinary Medicine."

House Bill No. 199, by Eliel: A Bill for an Act entitled, "An Act appropriating the sum of Five Hundred Dollars (\$500.00) to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses erroneously slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912."

House Bill No. 200, by Guinn: A Bill for an Act entitled, "An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of statistical information thereof in the year 1915 and every tenth year thereafter, and to authorize the publication thereof." (by request).

House Bill No. 201, by Anderson: A Bill for an Act entitled, "An Act to amend Section 9006 (1545), Revised Codes of Montana, 1907, relating to the removal of public officers by summary proceedings by adding to such Section a proviso conferring certain powers upon the Governor thereto."

House Bill No. 202, by Prosser: A Bill for an Act entitled, "An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions."

House Bill No. 203, by Prosser: A Bill for an Act entitled, "An Act providing for a lien upon all saw logs, spars, piles, cord wood and lumber for the amount of all supplies, groceries, feed or other necessities furnished to any contractors, boarding house keeper or other person, firm or corporation to be used upon or while such contractor, boarding house keeper or other person, firm or corporation is engaged in obtaining, securing, cutting or manufacturing saw logs, spars, piles, cord wood, ties or lumber; providing for the time in which such lien may be filed for record; providing for the contents of the same and the manner in which it shall be filed; providing the manner in which it may be foreclosed and also for an attorney's fee in the event of foreclosure."

### READING OF HOUSE BILLS.

House Bill No. 197 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 198 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 199 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 200 read first and second time by title only and referred to the Committee on Apportionment and Representation.

House Bill No. 201 read first and second time by title only and referred to the Committee on State Boards and Public Officers.

House Bill No. 202 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 203 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred as follows:

Senate Bill No. 86, introduced by Abbott: A Bill for an Act entitled, 'An Act to define and regulate the business of banking in the State of Montana; the creation of a State Banking Department; the providing of proper management thereof; and defining the powers and duties of such management; the creation of a State Banking Fund and providing for the regulation of branch banks of foreign corporations and joint stock companies doing business in this State, and repealing Sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 4953, 3954, 3955, 3956, 3957, 3958, 3976, 3977, 3978, 3979, 3980, 3981, 3982, 3983, 3984, 3985, 3986, 3987, 3988, 3989, 3990, 3991, 3992, 3993, 3994, 3995, 3996, 3997, 3998, 3999, 4000, 4001, 4002, 4003, 4005, 4006, 4007, 4008, 4009, 4010, 4011, 4012, 4013, 4014, 4015 of the Revised Codes of Montana of 1907 and repealing Section 4004 of the Revised Codes of Montana of 1907, as amended by Chapter 141 of the Session Laws of 1909, and repealing Sections 1, 2, 3, of Chapter 37, Sections 1, 2 of Chapter 110, and Sections 1, 2, 3 of Chapter 112 of the Session Laws of 1909, and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, of Chapter 111 of the Session Laws of 1911, and all provisions of law inconsistent with or superceded by any provisions of this Act.' January 27, 1915. Referred to Committee on Banks and Banking.

Also Senate Bill No. 87, introduced by Stevens: A Bill for an Act entitled, 'An Act to require railroad or railway companies to cooper box cars placed for loading grain or other commodities subject to loss by leakage and providing a penalty for non-compliance with the provisions of this Act.' January 27, 1915. Referred to Committee on Railroads and Transportation.

Also, Senate Bill No. 88, introduced by Brower: A Bill for an Act entitled, 'An Act to amend Section Number Fourteen of Chapter One Hundred Twenty-two of the Twelfth Legislative Assembly of the State of Montana, entitled "An Act providing for a juvenile Court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons and a delinquent child, proving a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for their care, providing for time and place for trial, providing methods and means to carry the provisions of this Act into effect." January 27, 1915. Referred to Committee on Education.

Also, Senate Bill No. 89, introduced by Stevens: A Bill for an Act entitled: 'An Act relating to grain elevators, grain warehouses and place where grain is stored; establishing a "State Grain Inspection Department and a Grain Grading Commission, providing for the appointment of a Chief Grain Inspector, his deputies and other employes, prescribing their duties and powers and fixing their salaries and terms of office; establishing licenses for conducting the business of public warehousemen, grain dealers or truck buyers; fixing the fees for inspection and weighing grain under the terms of this Act for Chapter Forty-seven (47) of the Laws of the Thirteenth Legislative Assembly, and repealing said Chapter Forty-seven (47), but continuing the validity of the appointment of officers, bonds executed and licenses issued thereunder".' January 27, 1915. Referred to Committee on Agriculture.

Also, Senate Bill No. 90, introduced by Muffly: A Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 81 of the Laws of the Twelfth Legislative Assembly entitled: "An Act prescribing the salary of certain appointive and deputy

State officers, clerks, stenographers and employes at the State Capitol". Referred to Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bill No. 4, introduced by Brower, being a Bill for an Act entitled, 'An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act; and repealing the provisions of Chapter 83 of the Session laws of the Thirteenth Legislative Assembly', today reported said bill with the recommendation that it has been correctly engrossed. Report adopted.

Respectfully submitted.

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads, Highways and Bridges, to whom was referred Senate Bill No. 57, introduced by McCone, being a Bill for an Act entitled, 'An Act designating a day to be known as "Good Roads Day"', today reported said bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully submitted.

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 38, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment relating to intoxicating liquors and prohibiting the introduction into, manufacturing of and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing the penalty for the violation thereof,' today reported said Bill with the recommendation that it do pass with the following amendments: Section 1 be amended by inserting after the words 'ardent spirits' the words 'or any compound thereof,' and by striking out after the word 'apply' the words, 'to wine for sacramental purposes or pure alcohol for scientific purposes or,' to the end that that portion of said bill will read, 'that nothing in this amendment contained shall apply to the manufacture or sale of denatured alcohol.' That Section 2 of the original bill be stricken out and the following be inserted as Section 2: 'Section 2. Separate official ballots shall be used at the General Election to be held in November, 1916, which shall have printed thereon the words, "the first two of which in each instance shall be printed in capital letters as herein: "FOR PROHIBITION under constitutional amendment relating to intoxicating liquors." "AGAINST PROHIBITION constitutional amendment relating to intoxicating liquors".' That Section 4 be amended to read as follows: 'Section 4. This amendment shall take effect and be in full force on and after the thirty-first of December, 1919.' That all of Section 6 be stricken from said bill. Report adopted. Bill referred to the Printing Committee.

Respectfully submitted.

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 61, introduced by Larson, being a Bill for an Act entitled, 'An Act to provide that brands or other marks upon animals running at large shall be prima facie evidence of ownership,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully submitted.

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 32, introduced by Meadors, being a Bill for an Act entitled, 'An Act to provide for the transfer and classification of the capital stock, election of Directors and the filling of vacancies on the Board of Directors of the Water Users' Association, organized under the laws of the United States, the Laws of the State of Montana and the Reclamation Act of June 17th, 1902,' today reported said Bill with the recommendation that it do pass, with the following amendments:

Amend Section 2, by striking out after the word 'lands,' 'under a complete unit of such project.' Report adopted. Bill referred to the Printing Committee.

Also, Senate Bill No. 33, introduced by Larson, being a Bill for an Act entitled, 'An Act relating to indebtedness of Irrigation Districts,' today reported said Bill with the recommendation that it do pass, with the following amendments:

Amend Section 1. After the word 'exceeding,' strike out 'ten per cent of the authorized indebtedness,' and insert in lieu thereof, 'fifteen per cent of the assessed valuation,' and strike out after the word 'district,' for the reclamation purposes.' Report adopted. Bill referred to the Printing Committee.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred Senate Bill No. 66, being a Bill for an Act entitled, 'An Act to provide for library extension through the establishment and maintenance of County Free Libraries,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second time before the Senate and referred to the following Committees:

House Bill No. 20, by McNally, being a Bill for an Act entitled, 'An Act to provide for the payment of wages of employes, semi-monthly, and to provide penalties for the violation thereof.' Committee on Corporations other than Municipal.

House Bill No. 51, by Mansur, being a Bill for an Act entitled, 'An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States.' Committee on Irrigation and Water Rights.

House Bill No. 78, by Wells, being a Bill for an Act entitled, 'An Act to amend section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana.' Committee on Sanitary Affairs.

House Bill No. 81, by Macdonald of Flathead, being a Bill for an Act entitled, 'An Act providing for indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith.' Committee on Judiciary.

House Bill No. 84, by Gallagher: A Bill for an Act entitled, 'An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the Sheriff of each County to visit, in January and July of each year, every place within his County required by law to have a liquor license; to ascertain if the License Law is being violated; to inspect and list licenses, and report to the Board of County Commissioners.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 93, by Smith of Lewis and Clark. A Bill for an Act entitled, 'An Act to provide for the recovery of costs and attorney's fees in the foreclosure of Mechanic's Liens.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, January 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Willett: An Act to prohibit the employment of males of the Negro or Asiatic Races with females of the Caucasian or White Race, and providing a penalty for the violation thereof.

By Brower: An Act to regulate the exchange of business between telephone lines; declaring such lines to be common carriers, and fixing penalties for violations of this Act.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 39, introduced by Anderson, being a Bill for an Act entitled, 'An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the cure of defects in the sales of lands and personal property by executors, administrators and guardians,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also, Senate Bill No. 24, introduced by Brower, being a Bill for an Act entitled, "An Act providing for the creation of Commissioner Districts within the Counties and for the election of County Commissioners by and from said Districts," today reported said Bill with the recommendation that the same be indefinitely postponed. Report adopted.

Also, Senate Bill No. 70, introduced by Lane, being a Bill for an Act entitled, 'An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 4th, 1913, entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and city or town clerk of such city or town, approved March 2nd, 1911,' and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana, and the bonds and warrants issued, or to be issued, to defray the costs and expenses incurred, or to be incurred, in the construction of the improvements made or to be made in any such districts and the assessments levied, or to be levied, in any such districts to defray the costs of making the improvements therein, and repealing all Acts or parts of Acts in conflict herewith,'" today reported said Bill be printed and after printing be referred to the Judiciary Committee. Report adopted.

Also, House Bill No. 41, introduced by Anderson, being a Bill for an Act entitled, 'An Act to amend Section 6847 of the Revised Codes of Montana for 1907, relating to the cure of defects in Judicial Sales of Real Property,' today reported said Bill with the recommendation that same be concurred in with the following amendment:

In the fifth line of Section 1, strike out the words, 'previous to the date of this amendatory Act,' and insert in lieu thereof the following words, 'previous to January 1, 1914 (provided no action is now pending to set such sale aside).' Report adopted.

Also, House Bill No. 27, introduced by Higgins, being a Bill for an Act entitled, 'An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons,' today reported said Bill with the recommendation that it be concurred in with the following amendments:

In the eighth line of Section 1, after the word 'therein,' add the words, 'including the minor heirs, if any;'

In the twentieth line of Section 2, after the word 'therein,' add the words, 'including the minor heirs, if any;'

In the sixth line of Section 3, after the word 'therein,' add the words, 'including the minor heirs, if any;'

In the fifth line of Section 4, after the word 'therein,' add the words, 'including the minor heirs, if any;'

In the ninth line of Section 5, after the word 'therein,' add the words, 'including the minor heirs, if any;'

In the sixth line of Section 6, after the word 'therein,' add the words, 'including the minor heirs, if any.' Report adopted.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that in compliance with your communication, requesting the return of House Bill No. 20, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Bompart, duly carried, Mr. Speaker reverted to Order of Business.

#### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 204, by Bompart: A Bill for an Act entitled, "An Act to provide for the nomination and election of officers on non-partisan tickets and to prevent the nomination or election of candidates for such offices on any other ticket."

House Bill No. 205, by Wallin: A Bill for an Act entitled, "An Act to amend Sections 2608, 2609 and 2611 of the Revised Codes of the State of Montana, relating to the County Clerk in relation to Revenue."

House Bill No. 206, by Johnson: A Bill for an Act entitled, "An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney at law, or counsellor at law, in any Court of the State of Montana, unless duly admitted to practice by the Supreme Court of Montana, and providing a penalty therefor."

#### READING OF HOUSE BILLS.

House Bill No. 204 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 205 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 206 read first and second time by title only and referred to the Committee on Judiciary.

Mr. Speaker announced that House Bill No. 20 would be placed on the Calendar for Third Reading.

#### THIRD READING OF HOUSE BILLS.

House Bill No. 104, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Flanigan, Foltz, Fousek, Gallagher, Graybeal, Hall, Harmon, Hayes, Healey, Hedrick, Henry, Johnson, Kelly, Kiley, Lemmon, Lord, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Morris, Nutting, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Sedgwick, Sullivan, Vidal, Wells, Willis, Mr. Speaker—59.

Noes: Anderson, Burnett, Carpenter, Cavitt, Day, Fishbaugh, Guinn, Harper, Higgins, Hills, Hogan, Lusk, Marsh, Moore, Ostle, Page, Parker, Rainey, Schmidt, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Wallin, Wilde—26.

Absent and not voting: Easton, Gladden, Hawks, Jorgensen, Mansur—5.

Excused: Franklin, Burns, McCarthy—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Eliel, House Bill No. 118 was recommitted to the Committee on Bank and Banking.

On motion of Macdonald of Flathead, the House took a recess at 12:00 o'clock M. until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

On motion of Einsel, Mr. Speaker reverted to Order of Business.

#### INTRODUCTION OF BILLS.

The following Bills were introduced without previous notice:

House Bill No. 207, by Committee on Banks and Banking: A Substitute for House Bill No. 118, introduced by Eliel: A Bill for an Act entitled, "An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of Bonds by Counties."

House Bill No. 208, by Committee on Ways and Means: A Bill for an Act entitled, "An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916."

#### READING OF HOUSE BILLS.

House Bill No. 207 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 208 read first and second time by title only and referred to the Committee on Ways and Means.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders, with the understanding that debate on any one measure would be limited to 20 minutes and individual debate to 5 minutes.

#### GENERAL ORDERS.

Gallagher in the Chair.

House resumed.

Mr. Speaker in the Chair.

Gallagher from the Committee of the Whole reported as follows:

"Mr. Speaker: We, your Committee of the Whole, to whom was referred House Joint Memorial No. 4, introduced by Healey, being a Memorial, praying for the re-establishment of postal service to Cook City, having had the same under consideration, beg leave to report the same back with the recommendation that it be adopted.

Also, Senate Joint Resolution No. 1, 'A Resolution providing for the appointment of a Joint Committee for the purpose of making suggestions and of preparing such amendments as may be deemed necessary to the several Initiative Measures heretofore adopted by the people of the State of Montana,' beg leave to report as follows: That having had the same under consideration, recommend that it be concurred in.

Also, House Bill No. 31, a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana, an amendment to Section 6, Article 13 of the Constitution of the State of Montana, relating to the indebtedness of cities and towns," having had same under consideration, beg leave to report the same back with the recommendation that the same do pass as amended.

Also, House Bill No. 66, a Bill for an Act entitled, 'An Act appropriating fifty-seven and 12/100 (\$57.12) Dollars to the estate of Nathan Herrmann for refund on account of over payment of inheritance tax paid on July 19, 1913,'

having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also, House Bill No. 69, a Bill for an Act entitled, 'An Act concerning domestic relations and to prevent and punish desertion or non-support of wife or child or children, and providing for support bonds and suspension of trial and sentence, and authorizing and directing the County Commissioners to work convicted persons and to pay certain moneys to the wife, or child, or children for labor performed by convicted persons; and providing the evidence required to prove, and the punishment of such offense, and repealing Sections 8345 and 8346 and amending Section 3741 of the Revised Codes of 1907 relating to the care and custody of children,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that same do pass as amended.

Also, House Bill No. 120, a Bill for an Act entitled, 'An Act making it a misdemeanor for a minor to misrepresent his or her age in order to procure intoxicating liquors, and providing a penalty,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.

Also, House Bill No. 126, a Bill for an Act entitled, 'An Act to amend Section 2081 of the Revised Codes of the State of Montana; providing for the establishment of fire limits in any unincorporated city or town, and for the levy of taxes therein for fire purposes, and the disbursement thereof,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that same do pass." On motion of Gallagher, the report was adopted as read.

On motion of Einsel, Mr. Speaker reverted to the Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, having had under consideration House Bill No. 207, substitute for House Bill No. 118, a Bill for an Act entitled, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of Bonds by Counties,' beg leave to report that we have had the same under consideration and recommend that the same do pass."

On motion of Einsel, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: We, your Committee on Banks and Banking, to whom was referred House Bill No. 118, a Bill for an Act entitled, 'An Act authorizing the Board of County Commissioners of any new county which may have been organized pursuant to either the provisions of Chapter 112 of the Laws of the Twelfth Legislative Assembly or Chapter 133 of the Laws of the Thirteenth Legislative Assembly, or created by a Legislative Enactment, or which may be hereafter organized or created, to issue and dispose of bonds for the payment of the indebtedness of the county, so as to permit such county to speedily conduct business on a cash basis,' beg leave to report that we have considered the same pursuant to a motion adopted by the House, recommitting this Bill to this Committee, beg leave to report that we have reconsidered the same and recommend that the further consideration of said Bill be indefinitely postponed."

On motion of Einsel, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 151, a Bill for an Act entitled, 'An Act to amend Section 20 of the Law known as a Bill to propose by initiative petition a law to provide for party nominations by direct vote, relating to the official ballot, the form of and the manner of voting at primary elections,' beg leave to report same back to the House with the recommendation that it do pass."

On motion of Graybeal, the report was adopted as read and the Bill was referred to the Printing Committee.

Minnieck from the Committee on Sanitary Affairs reported as follows:



"Mr. Speaker: Your Committee on Sanitary Affairs, to whom was referred House Bill No. 12, being a Bill for an Act entitled, 'An Act to regulate the practice of barbering, the licensing of persons to carry on such practice and to insure the better education of such practitioners in the State of Montana,' beg leave to report the same back to the House with the recommendation that the Bill do not pass."

On motion of Minnick, the report was adopted as read.

Minnick from the Committee on Sanitary Affairs reported as follows:

"Mr. Speaker: Your Committee on Sanitary Affairs, to whom was referred House Bill No. 109, being a Bill for an Act entitled, 'An Act to regulate the barber business in the State of Montana and providing for a system of inspection for barber shops and a Board of Examiners,' beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of Minnick, the report was adopted as read.

Minnick from the Committee on Sanitary Affairs reported as follows:

"Mr. Speaker: Your Committee on Sanitary Affairs, to whom was referred House Bill No. 8, being a Bill for an Act entitled, 'An Act pertaining to slaughtered fowl, poultry, birds and wild game and to the sale, shipment, consignment, storage and handling thereof, and to dealing therein; and providing penalties for its violation,' beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of Minnick, the report was adopted as read.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, having had for their consideration House Bill No. 188, being a Bill for an Act entitled, 'An Act making it the duty of adult children to support indigent parents, providing for procedure and fixing penalties,' having had same under due consideration, beg leave to report this Bill back to the House with the recommendation that it do pass. On motion of Bent, the report was adopted as read and the Bill was referred to the Printing Committee.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had for consideration House Bill No. 72, being a Bill for an Act entitled, 'An Act to amend Sections 4 and 5 of Chapter 122 of the Laws of 1911, of the State of Montana, relating to juvenile delinquent children,' having had the same under due consideration, beg leave to report this Bill back to the House with the recommendation that it do pass, with the following amendment:

That the words, 'resident' and 'or' in the first line of Section 5 be stricken out."

On motion of Bent, the report was adopted as read and the Bill was referred to the Printing Committee.

Minnick from the Committee on Sanitary Affairs reported as follows:

"Mr. Speaker: We, your Committee on Sanitary Affairs, to whom was referred House Bill No. 130, being a Bill for an Act entitled, 'An Act to amend Sections 7, 10 and 11, Chapter 130, Session Laws of 1911, relating to the Sanitary condition of slaughter houses; the method of procedure in condemning diseased meats; the issuing of licenses by the State Board of Health; and the employment of special inspectors,' offers the following amendment: After line 12, Section 2, after the words and figures, 'January 1, 1916,' that the following be inserted: 'The monies received for licenses and fines under this Act shall be paid to the State Treasurer and a separate account thereof shall be kept, which money shall be used by the State Board of Health in the prevention of tuberculosis in such manner and by such means as such Board may determine upon.' and beg leave to report the same back to the House with the recommendation that as amended the same do pass."

On motion of Minnick, the report was adopted as read, and the Bill was referred to the Printing Committee.

Mr. Speaker excused Willis until Monday.

On motion of Johnson, the House adjourned at 4:00 o'clock p. m. until 11:00 o'clock a. m. Friday, January 29, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## TWENTY-SIXTH DAY.

Friday, January 29, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Franklin, Wells.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-fifth day and find same to be correct."

On motion of Shott, the report was adopted as read.

### COMMUNICATIONS.

A communication from James E. Babcock, member of the Committee on Mines and Mining of the Nevada Assembly Chamber, pertaining to certain mining laws, was received and read.

On motion of McMahon, the communication was referred to the Committee on Mines and Mining.

The following communication was received and read:

"Missoula, Montana, January 28, 1915.

Hon. R. H. Higgins, Member House of Representatives, Helena, Montana.

Dear Sir—On behalf of the Missoula Chamber of Commerce, it gives me great pleasure to request you to extend to the members of the Lower House of the Fourteenth Legislative Assembly an invitation to attend our Annual Red Apple Banquet to be held in Missoula on the night of February 6th, 1915.

Arrangements have been made for a special train to leave the Northern Pacific Depot at Helena on the morning of February 6th about ten o'clock, to carry the members and their wives to Missoula, returning about two o'clock Sunday afternoon.

I trust as many of the members will take the trip as can make arrangements to do so. Preparations are being made to give them a royal time.

Respectfully yours,

SID J. COFFEE,

President of Missoula Chamber of Commerce."

Mr. Higgins invited the members of the House to attend the banquet above referred to.

On motion of Johnson, the invitation was accepted and a vote of thanks tendered to the Missoula Chamber of Commerce.

### NOTICES OF BILLS.

The following notices of bills were received:

By Kelly: A Bill for an Act entitled, "An Act to provide uniform dress for school girls and to empower the State Board of Health to make rules relative thereto."

By Sales: A Bill for an Act entitled, "An Act to amend Section 4198 of the Revised Codes of Montana and to provide a method for the assessment and taxation of the property of Building and Loan Associations."

By Vidal: A Bill for an Act entitled, "An Act relating to the State Militia of the State of Montana, providing for the organization, regulation, maintenance and discipline of the National Guard of Montana, defining certain offenses; prescribing penalties therefor, and repealing Sections 1050, 1051, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1076, 1077, 1079, 1080, 1081, 1083, 1084, 1085, 1087, 1090, 1092, 1093, 1094, 1095, 1096, 1100, 1102, 1103, and 1104 of the Revised Codes of Montana of 1907."

By Prosser: A Bill for an Act entitled, "An Act appropriating money for the use of the State Agricultural College at Bozeman, Montana, to be used in employing field men to instruct producers of agricultural and horticultural products in establishing standards of grading and packing such products."

By Prosser: A Bill for an Act entitled, "An Act to amend Section 9 of Chapter 86 of the Session Laws of the Thirteenth Session relating to Chattel Mortgages."

By Carpenter: A Bill for an Act entitled, "An Act to amend Section 1416 of the Revised Codes of Montana (1907), relating to public bridges and defining the word 'Bridge'."

By Johnson: A Bill for an Act entitled, "An Act to pay John Winnett and R. B. Haddox for stock killed by reason of being compelled to dip said stock under the provisions of Chapter 120 of the Session Laws of the Thirteenth Legislative Assembly, and appropriating money therefor."

By Mason: A Bill for an Act entitled, "An Act to amend Section XI of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana and relating to the transcribing of records from an old county to a new county."

By Anderson: A Bill for an Act entitled, "An Act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana, 1907, relating to the exemption of earnings for personal services of judgment debtors, who are heads of families and repealing Chapter 48 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Chapter related to the exemption of earnings for personal services of judgment debtors who are heads of families."

By Scott: A Bill for an Act entitled, "An Act to repeal Chapter 64 of the Session Laws of the Thirteenth Regular Session of the Legislative Assembly, relating to legal fences."

By Mackel: A Bill for an Act entitled, "An Act requiring every person, corporation, or receiver engaged in construction or repairing railroad cars and equipment to erect and maintain buildings to cover repair tracks and shops and providing penalties for violation of this Act."

By Mackel: A Bill for an Act entitled, "An Act providing that all public school buildings and all public buildings used for school purposes are to be open for public use as common meeting places for certain purposes, and fixing penalties for violation of its provision."

#### REPORTS OF STANDING COMMITTEES.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 102, being a Bill for an Act entitled, 'An Act relating to partition fences and repealing Sections 2085, 2086, 2087 and 2088 of the Revised Codes of Montana, 1907, respectfully beg leave to report the bill back to the House with the recommendation that it do pass, as amended: That the title of Bill No. 102 be amended as follows: A Bill for an Act entitled, 'An Act relating to Partition Fences and repealing Sections 2085, 2086, 2087 and 2088 and amending Section 2089 of the Revised Codes of Montana, 1907.' That Section 1 be amended to read as follows: 'The owners or occupants of adjoining lands must build and maintain legal partition fences in equal shares between their own and the next adjoining lands and said partition fence must be kept in good repair; unless the owners or occupants otherwise agree; provided that lessees holding leases at this time shall not be subject to the provisions of this Act, until the expiration of existing leases.' That Section 3 shall be added as follows: Section 2089 of the Revised Codes of Montana shall be and is hereby amended to read as follows: 'Section 2089. In case any person neglects or refuses to build, repair or rebuild any partition fence which by law he ought to build, or maintain, the occupant of the adjoining land may, after giving six months' notice that a new fence should be erected, or ten days' notice in writing that the repairing of such fence is necessary, build or repair such fence, at the expense of the party so neglecting or refusing, the amount so expended to be recovered from him; and the party so neglecting or refusing, after receipt by him of the notice above provided is liable to the party injured for all damages he has sustained thereby.' That Section 3 of the Bill be renumbered Section 4."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 178, being a Bill for an Act entitled, 'An Act accepting

the terms and provisions of the Act of Congress, approved May 8, 1914, relating to the co-operative agricultural extension work,' respectfully beg leave to report the same back to the House with the recommendation that the Bill do pass."

On motion of Cavitt, the report was adopted as read, and the bill was referred to the Printing Committee.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred the following House Joint Memorial No. 4, House Bill No. 31, House Bill No. 66, House Bill No. 69 and House Bill No. 126, beg leave to report the same back to the House as correctly engrossed."

On motion of Day, Mr. Speaker reverted to order of business.

### MOTIONS AND RESOLUTIONS.

Day offered the following House Joint Resolution:

House Joint Resolution No. 3. A Resolution providing for the inspection of the State Penitentiary, State Hospital for the Insane, and the State Tuberculosis Sanitorium.

Day moved that House Joint Resolution No. 3 be considered read first and second time.

House Joint Resolution No. 3, having been read three several times, was adopted by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—82.

Noes: Hall, Hills, Schanck.—3.

Absent and not voting: Corwin, Hogan, Marsh, Rundle, Sanderson, Smith of Lewis and Clark.—6.

Excused: Franklin, Willis.—2.

Title agreed to and Resolution transmitted to the Senate for concurrence.

### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bills numbered Twenty-five (25), and One Hundred Thirty-one (131), beg leave to report that the same have been returned correctly printed."

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 194, being a Bill for an Act entitled, 'An Act providing for the permanent establishment of cadastral surveys and regulating same in the State of Montana,' respectfully beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Anderson the report was adopted as read and the bill was referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 186, being a Bill for an Act entitled, 'An Act creating the Department of Emergency State Police, defining the duties of the Governor in relation thereto, providing for the appointment of a superintendent thereof, together with the officers and men who shall constitute their forces, and defining their powers and duties, and providing for the payment of actual necessary expenses,' respectfully beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Anderson the report was adopted as read and the Bill was referred to the Printing Committee.



Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 201, being a Bill for an Act entitled, 'An Act to amend Section 9006 (1545), Revised Codes of Montana, 1907, relating to the removal of public officers by summary proceedings by adding to such section a proviso conferring certain powers upon the Governor thereto,' respectfully beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Anderson, the report was adopted as read, and the bill was referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, the majority of your Committee on State Boards and Officers, having had under consideration House Bill No. 176, being a Bill for an Act entitled, 'An Act prescribing the salary and compensation of certain employes at the State Capitol, including Engineers, Janitors and Watchmen,' respectfully beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Anderson, the report was adopted as read.

McCarthy from the Committee on House Employes reported as follows:

"Mr. Speaker: We, your Committee on House Employes, having had under consideration House Bill No. 121, introduced by Nutting, being a Bill for an Act entitled, 'An Act governing the employment of stenographers, typists and clerks by the Senate and House of Representatives of the State of Montana,' beg leave to report the same back to the House with the recommendation that it do not pass." On motion of McCarthy, the report was adopted as read.

Guinn from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred House Bill No. 137, entitled, 'An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all Acts and parts of Acts heretofore existing and in conflict therewith,' having had the same under consideration, beg leave to report back to the House that the same be amended as follows: In Line 33 of Section 6 of Article 2, amend by striking out the words 'for two weeks,' and inserting the words 'once a week for three weeks.' In line 14 of Section 22 of Article 2, amend by striking out the words 'three or more times during the ten days immediately' and inserting the words 'once a week for three weeks.' In Line 50 of Section 3 of Article 4 insert after the word 'person,' 'unless notice has been given to the County Drain Commissioner.' In line 30 of Section 4 of Article 4, the word 'adjournment' should read 'adjourned.' In line 5 of Section 2 of Article 5, insert, after the word 'land,' 'or against the county, incorporated town, railroads or any irrigation ditch.' In line 11 of Section 10 of Article 5, insert, after the word 'original' the word 'cost.' In line 13 of Section 11 of Article 8, amend by striking out the word 'two,' after the words 'situated for,' and inserting the words 'at least once a week for three weeks.' and as amended, recommend that the same do pass."

On motion of Guinn, the report was adopted as read and the bill was referred to the Printing Committee.

Guinn from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred House Bill No. 163, entitled, 'An Act repealing Section 2091, Chapter XVI of the Revised Codes of the State of Montana, relating to the trespassing of livestock,' after having had the same under due consideration, hereby beg leave to report that the same be returned to the House with the recommendation that the same be referred to the Committee on Live Stock and Public Ranges."

On motion of Guinn the report was adopted as read and the Bill was referred to the Committee on Livestock and Public Ranges.

## INTRODUCTION OF BILLS.

The following bills were introduced:

Senate Bill No. 4, by Brower: A Bill for an Act entitled, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act; and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly."

House Bill No. 209, by Sales (by request): A Bill for an Act entitled, "An Act to amend Section 4198 of the Revised Codes of Montana, and to provide a method for the assessment and taxation of the property of building and loan associations."

House Bill No. 210, by Harmon: A Bill for an Act entitled, "An Act to amend Section 8381 of the Revised Codes of 1907, relating to the sale of tobacco, cigars, cigarettes or cigarette paper to minors by adding a clause making it a misdemeanor for a minor to misrepresent his age."

House Bill No. 211, by Lusk: A Bill for an Act entitled, "An Act to repeal Sections 6 and 7 of the Corrupt Practice Act as initiated and passed by the people of Montana at the General Election of November, 1912."

House Bill No. 212, by Committee on Highways: A Bill for an Act entitled: "An Act to provide for the organization of Special Road Districts in the several counties of the State, to provide for the election and appointment of Directors, and other officers for Special Road Districts; prescribing their duties and regulating the government thereof, and to provide for the levy of taxes in Special Road Districts and the disbursements of the Special Road District Fund."

## READING OF HOUSE BILLS.

Senate Bill No. 4 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 209 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 210 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 211 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 212 read first and second time by title only and referred to the Committee on Highways.

## MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chamber, Helena, Montana, January 28, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Brower: An Act to amend Chapter 53 of the Session Laws of the Thirteenth Legislative Assembly, relating to the issuance of reduced or free transportation by common carriers, and providing for violation thereof.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate today concurred in House Amendments to Senate Joint Resolution No. 7.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 4, introduced by Brower, having been read three several times and passed herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Joint Resolutions, House Joint Memorials and House Bills were today read first and second times in the Senate, and referred to the following Committees:

House Joint Memorial No. 1, introduced by Mansur and Mason, 'appropriating \$500,000.00 for the purpose of irrigating certain lands on the Flathead Reservation in Montana.' Committee on Federal Relations.

House Joint Memorial No. 2, introduced by Cavitt, 'A Petition to Congress to enact legislation validating all desert land claims made prior to March 23, 1914.' Committee on Public Lands.

Joint House Resolution No. 1, introduced by Guinn, 'A Resolution memorializing Congress for the building of one steel bridge jointly with the County of Big Horn across the Big Horn River on the Crow Indian Reservation.'

House Bill No. 100, by Mackel, being a Bill for an Act entitled, 'An Act to provide that all advertisements for help published during times of industrial disputes, shall state that such dispute exists, and fixing penalties for the violation of this Act.' Committee on Labor and Capital.

House Bill No. 110, by Day, being a Bill for an Act entitled, 'An Act providing for recording affidavits and other instruments relating to the titles of real estate, and permitting such instruments or records thereof to be introduced in evidence.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second times and referred as follows:

No. 91, by Judiciary Committees: 'An Act amending Section 6389 of the Revised Codes of 1907, relating to the authority of Attorneys and Counsellors.' Committee on Judiciary.

No. 92, by Brower: 'An Act to regulate the exchange of Business between Telephone lines and declaring such lines to be common carriers and fixing penalties for violations of this Act.' Towns, Counties and Municipal Corporations.

No. 93, by Willett: 'An Act to prohibit the employment of males of the negro or Asiatic races with females of the Caucasian or White Race and providing a penalty for the violation thereof.' Committee on Labor and Capital.

No. 94, by MacKenzie: 'A Bill for an Act to provide for the deposit and control of public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Section 3003 and 3527 of the Revised Codes of Montana of 1907.' Committee on Banks and Banking.

No. 95, by Asbridge: 'An Act providing for the establishment of a tax levy on livestock for the purpose of paying bounties on wild animals, and for stock inspection, protection and indemnity purposes, and providing a method thereof.' A Committee on Stock Growing.

No. 96, by Asbridge: 'An Act to amend Section 1904 of the Revised Codes of 1907, relating to bounties for the killing of certain wild animals, as amended by Chapter 50 of the Laws of the Twelfth Session of the Legislative Assembly of the State of Montana, and to amend Section 1905 of said Revised Codes relative to bounties for the killing of certain wild animals, and also to amend Section 1906 of the Revised Codes of 1907, as amended by Chapter 91 of the Laws of the Thirteenth Session of the Legislative Assembly of the State of Montana, said Chapter 91 being "An Act to amend Section 1906 of the Revised Codes of 1907, relating to Bounty Inspectors; abolishing the office of Bounty Inspector and providing, in lieu thereof, that the Sheriff and his Deputies shall act as Bounty Inspectors at the County Seat.'" Committee on Stock Growing.

No. 97, by Edwards: 'An Act providing for the creation of Board of Bonds; to provide for the issuance of Official Bonds, the collection of Premiums thereon, and to provide for a Bond Fund.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 71, introduced by Burlingame, being a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Bill No. 82, introduced by Stevens, being a Bill for an Act entitled, 'An Act providing for the foreclosure of Mortgages containing a Power of Sale by advertisement, outlining procedure, and providing for purchase at such foreclosure sale by the Mortgagee or his representatives and other purposes,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Bill No. 73, introduced by Burlingame, being a Bill for an Act entitled, 'An Act to amend Subdivision 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon Corporations,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, House Bill No. 88, introduced by Day, being a Bill for an Act entitled, 'An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms or sessions of Court, which may be held in a District having more than one Judge; the departments into which such Court may be divided; directing the apportionment of business of the Court among the Judges thereof; providing that in case of failure to make such apportionment of business by the Judges of said Court, the Supreme Court may upon application of any interested person, make an order apportioning such business and providing that a failure or refusal of any District Judge to carry out the orders of the Supreme Court shall constitute a contempt of the Supreme Court,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 87, introduced by Day, being a Bill for an Act entitled, 'An Act to amend Section 6293, Revised Codes of 1907, authorizing the Courts of Record to make rules for their government and the government of its officers, providing that in case of the failure or refusal of any District Court to adopt and promulgate rules of Court, the Supreme Court may, upon application of any interested party, adopt rules for the government of such Court; and prescribing a penalty for the violation of such rules so adopted by the Supreme Court,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also Bill No. 72, introduced by Muffly, being a Bill for an Act entitled, 'An Act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907, relating to Boards of Commissioners, by adding a new section numbered 2897 A, providing for the violation of Section 2897 thereof,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred Senate Joint Resolution No. 3, 'memorializing the Congress of the United States to pass the necessary legislation for setting aside territory in Lincoln County, Montana, as a National Park,' today reported that said Memorial do pass. Report adopted. Said Memorial referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 47, introduced by Willett, being a Bill for an Act entitled, 'An Act to prescribe the liability of an employer to make compensation by way of damages for injuries due to accident received by an employe, arising out of, and in course of employment; modifying common law and statutory remedies, in



such cases; establishing an alternative elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder in certain cases,' today reported said Bill correctly printed with the following corrections:

On line 48, substitute the word 'before' for the word 'above.'

On line 96 substitute the word 'this' for the word 'the.'

On line 393, substitute the word 'commuted' for the word 'committed.'

On line 427, insert the word 'or' before the word 'for,' also substitute the word 'of' for the word 'to.' Report adopted.

Said Committee also reported Senate Bill No. 18, introduced by Stevens, being a Bill for an Act entitled, 'An Act to repeal Chapter 63 of the Session Laws passed by the Thirteenth Legislative Assembly, relating to inspection of Steamboats,' as correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 83, introduced by Junod, being a Bill for an Act entitled, 'An Act to amend Act 8475 of the Revised Codes of the State of Montana, respecting the penalty to be imposed on account of the trespass of livestock contrary to the provisions of Act 8474 of the Revised Codes of the State of Montana,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Senate Bill No. 84, introduced by Junod, being a Bill for an Act entitled, 'An Act prohibiting the grazing of livestock in herd within a distance of two miles of any city or town; fixing a penalty and defining a city or town for the purposes of this Act,' today reported that said Bill do pass with the following amendments:

Amend Section 1 by inserting in line Nine (9) after the word, 'town' the words 'or the stock held near such city or town awaiting shipment.'

Section 3, by striking out in line four (4) the words and figures 'fifty (50.00)' and inserting in lieu thereof the words and figures 'twenty-five (25.00)' and by striking out the words and figures 'Five Hundred (500.00)' and inserting in lieu thereof, the words and figure 'two hundred (200.00).' Report adopted. Bill referred to Printing Committee.

Also, Senate Bill No. 76, introduced by Asbridge, being a Bill for an Act entitled, 'An Act to define estray, and to provide for the disposition of estrays,' today reported said Bill with the recommendation that it do pass with the following amendments:

Amend Section 2, line 5, after the word 'days' by inserting the words 'nor more than sixty days.'

Amend Section 2, line 15, by inserting after the word 'sale' the words 'The place where such sale is to be held and.'

Amend Section 3, to read as follows: 'At the time of the said sale, the said Stock Inspector shall cause the said estray or estrays to be branded with a recorded brand of the State Board of Stock Commissioners.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred House Bill No. 39, by Anderson, being a Bill for an Act entitled, 'An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the cure of defects in sales of lands and personal property by executors, administrators and guardians.'

Also, House Bill No. 27, by Higgins, being a Bill for an Act entitled, 'An Act to amend Sections 7561, 7562, 7563, 7567, 7566 and 7570 of the Revised Codes of Montana of 1907, relating to the sale of real property belonging to the estates of deceased persons.'

Also, House Bill No. 41, by Anderson, being a Bill for an Act entitled, 'An

Act to amend Section 6874 of the Revised Codes of Montana of 1907, relating to the cure of defects in the Judicial sales of real property,' today reported said Bills with the recommendation that they be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Phillips, the House recessed at 12:15 o'clock P. M. until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Speaker pro tem in the Chair.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion by Senator Dwight, duly carried, the Committee on Committees was directed to appoint a Committee of three to make an examination of the necessity and advisability of retaining the departments of Weights and Measures, of Agriculture and Publicity, Dairy Commissioner, State Tax Commissioner, Highway Commissioner and State Parole Commissioner; to conduct this investigation for the information of the Senate, and include in the above list, the Fish and Game Department and the Child and Animal Protection Department, and to submit a detailed report to the Senate.

The following committee was appointed: Senator Dwight, Chairman; Senator Edwards, Senator Hogan.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 28, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judicial Districts, to whom was referred Senate Bill No. 69, introduced by McCone, being a Bill for an Act entitled, 'A Bill for an Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Custer and Fallon, and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, terms, and compensation of the judge of the Sixteenth Judicial District,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Also, Senate Bill No. 78, being a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Rosebud and Musselshell; to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto, and to provide for the designation, power, duties, term and compensation of the Judge of the Fifteenth Judicial District,' having had same under consideration, report back and recommend the following amendments:

Amend title by adding after the word 'Rosebud,' the words 'Big Horn.'

Amend Section 1 by adding after the word 'Rosebud' the words 'Big Horn.'

Amend Section 2 by adding the word 'and' after the word 'Carbon' and strike out the words 'Big Horn' and insert therefor the words 'to this the Thirteenth Judicial District there shall be allotted one Judge,' and as amended recommend for passage. Report adopted. Bill referred to the Printing Committee.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 54, introduced by Day and House Bill No. 39, introduced by Anderson, having been read three several times and concurred in, are herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

At the request of Marsh, Mr. Speaker reverted to Order of Business.

### NOTICES AND RESOLUTIONS.

On motion of Marsh, the Chairman of the Committee on Affairs of Cities was instructed to report House Bill No. 71 to the House not later than Monday, February 1, 1915.

### THIRD READING OF HOUSE BILLS AND MEMORIALS.

House Joint Memorial No. 4, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Burnett, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Day, Dwyer, Doner, Easton, Einsel, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Henry, Higgins, Hills, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Ostle, Page, Parker, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanek, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—73. Noes: None.

Absent and not voting: Burns, Cavitt, Corwin, Crismas, Eliel, Fishbaugh, Hawks, Hedrick, Hogan, Lord, Macdonald of Flathead, Moore, Nutting, Phillips, Prosser, Sanderson, Scott—17.

Excused: Franklin, Willis, Mr. Speaker—3.

Title agreed to and Memorial transmitted to the Senate for concurrence.

House Bill No. 31, being a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana, an amendment to Section 6, Article 13 of the Constitution of the State of Montana, relating to the indebtedness of cities and towns."

*Be it Enacted by the Legislative Assembly of the State of Montana:*

Section 1. That Section 6, Article 13 of the Constitution of the State of Montana be amended; and that the question of such amendment be submitted to the qualified electors of the State of Montana at the next general election.

Section 2. That Section 6, Article 13 of the Constitution of the State of Montana be, and the same is hereby amended to read as follows:

"Section 6. No city, town, township or school district shall be allowed to become indebted in any manner or for any purpose to an amount, including existing indebtedness, in the aggregate exceeding three per centum of the value of taxable property therein, to be ascertained by the last assessment for the State and County taxes previous to the incurring of such indebtedness, and all bonds or obligations in excess of such amount given by or on behalf of such city, town, township or school district, shall be void, provided, however, that the Legislative Assembly may extend the limit mentioned in this Section, by authorizing municipal corporations to submit the question to a vote of the tax payers affected thereby, when such increase is necessary to construct a sewerage system or to procure a supply of water for such municipality, which shall own and control said water supply and devote the revenues derived therefrom to the payment of the debt; provided, however, that the Legislative Assembly may also further extend the limits mentioned in this Section by authorizing cities or towns to submit the question to a vote of the tax payers affected thereby, when an increase is necessary to procure, purchase or build, heat, light power plants and Street Railway Systems for such cities or towns, which said cities or towns shall thereafter own and control said plants or systems and devote the revenues derived therefrom to the payment of the debt.

Section 3. Separate official ballots shall be used at the general election to be held in November, 1916, which shall have printed thereon the words: "For the amendment to the Constitution relating to indebtedness of cities and towns," and the words: "Against the amendment to the Constitution relating to the indebtedness of cities and towns," and the elector shall designate his preference for either proposition by marking an "X" before the proposition desired.

Section 4. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 5. This Act shall take effect and be in force sixty days after its passage and approval,' having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Ostle, Page, Parker, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—75. Noes: None.

Absent and not voting: Burns, Cavitt, Corwin, Crismas, Fishbaugh, Hawks, Hedrick, Lord, Macdonald of Flathead, Moore, Nutting, Phillip, Prosser, Sanderson, Scott—15.

Excused: Franklin, Willis, Mr. Speaker—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

Mr. Speaker reverted to Order of Business.

#### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 27, introduced by Higgins, and House Bill No. 41, introduced by Anderson, having been read three several times, and concurred in as amended, are herewith returned for concurrence in Senate Amendment.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 3, introduced by Day, was this day read and concurred in and is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

No objections being offered, on motion of Gallagher, duly carried, the amendments to House Bill No. 41, and House Bill No. 27, as passed by the Senate, were placed on the General File for concurrence.

The amendments to House Bill No. 41, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Betchel, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Smith of Missoula, Stone, Sullivan, Wallin, Wells, Wilde,—77.

Noes: None.

Absent and not voting: Burns, Cavitt, Corwin, Crismas, Fishbaugh, Hawks, Hills, Lord, Moore, Prosser, Sanderson, Scott, Vidal,—13.

Excused: Franklin, Willis, Mr. Speaker,—3.

The amendments to House Bill No. 27 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Einsel, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe,



Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde,—79.

Noes: None.

Absent and not voting: Burns, Carpenter, Cavitt, Crismas, Fishbaugh, Hayes, Hawks, Lord, Sanderson, Scott,—10.

Excused: Franklin, Willis, Mr. Speaker,—3.

On motion of Mason, duly carried, the House resolved itself into a Committee of the Whole for the consideration of the General File.

#### GENERAL ORDERS.

Kelly in the Chair.

House resumed.

Mr. Speaker in the Chair.

Kelly from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 129, A Bill for an Act entitled: 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a), 8380 (b), and providing penalties,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 140, being A Bill for an Act entitled: 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, stenographer to the Bureau of Child and Animal Protection and Adjutant eneral,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 134, being A Bill for an Act entitled: 'An Act to prevent the introduction and spread of contagious diseases and dangerous insects among potatoes and vegetables, to permit the State Board of Horticulture to prescribe rules and regulations for the inspection, disinfection or destruction thereof, and to fix fees and fines for the violation of the same,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 153, being a Bill for an Act entitled: 'An Act for the distribution to and among the several counties of the State of Montana entitled to receive the same, of the money derived from the National Forest Reserve in the State of Montana, now in the State Treasury or hereafter received under any Act or Acts of Congress providing for the distribution by the Federal Government of moneys received from Forest Reserves or otherwise to any State for road and school purposes,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass, as amended.

Also, House Bill No. 148, being A Bill for an Act entitled: 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 14, being A Bill for an Act entitled: 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplication of courses of instruction in the various educational in-

stitutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institution; prescribing a seal for the University of Montana and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act, having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass." On motion of Kelly, the report was adopted as read.

At the request of McNally, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 76, being A Bill for an Act entitled: 'An Act to amend Sections 29 and 33 of Chapter 57 of the Laws of 1911, of the State of Montana, providing for a commission form of Government for cities, for the election of officers therein, defining their duties and powers and providing for their compensation', beg leave to report the same back to the House with the recommendation that the same do not pass." On motion of McNally, the report was adopted as read.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 160, being A Bill for an Act entitled: 'An Act to amend Section 3314 of the Revised Codes of the State of Montana, 1907, relating to the extension of the Corporate Limits of any city or town,' beg leave to report the same back to the House with the recommendation that the same do pass."

On motion of McNally, the report was adopted as read, and the Bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 177, being A Bill for an Act entitled: 'An Act to amend Section 8416 of the Revised Codes of the State of Montana of the year 1907, relating to Gambling,' beg leave to report the same back to the House with the recommendation that the same do pass."

On motion of McNally, the report was adopted as read and the Bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 127, being A Bill for an Act entitled: 'An Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to commission form of Government for cities, providing for the election of officers therein, defining their duties and powers, and providing for their compensation', beg leave to report the same back to the House with the recommendation that the Bill do pass."

On motion of McNally, the report was adopted as read and the Bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: Your Committee on Affairs of Cities, to whom was referred House Bill No. 71, being A Bill for an Act entitled: 'An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14th, 1913, entitled: "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled: 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing

warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City or Town Clerk of such city or town, approved March 2nd, 1911', and legalizing and validating the creation of certain special improvement districts in the Cities and Towns of the State of Montana, and the bonds and warrants issued or to be issued to defray the costs and expenses incurred, or to be incurred in the construction of the improvements made or to be made in any such districts, and the assessments levied or to be levied in any such districts to defray the costs of making the improvements therein, and repealing all Acts or parts of Acts in conflict herewith', having had the same under consideration, beg leave to report it back to the House with the recommendation that it do pass with the following amendments:

Amend Section 2, Line 11, after the word 'thereof' by inserting in lieu thereof the following: 'provided, however, that any improvement or improvements to be made as paving, the city or town council may in describing the general character of the same, describe several kinds of paving.'

Amend Section 6, Line 14, Page 9-a, after the word 'deduct' strike out the words 'the cost thereof' and insert in lieu thereof 'any cost in excess of the contract price thereof.'

Amend Section 4, Line 5, Page 7, by striking out the word 'twelve' and inserting in lieu thereof the word 'fifteen.'

Amend Section 3, Line 4, Page 6 by striking out the word 'twelve' and inserting in lieu thereof the word 'fifteen'.

Amend Section 8 of said Bill to be stricken out and that the following be inserted in lieu thereof:

'Section 8. That Section 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana be and the same hereby is amended to read as follows:

"Section 25: All cost and expenses incurred in the construction of any improvements specified in this Act, in any improvement District, shall be paid for by special improvement District Bonds or Warrants. Such Bonds or Warrants shall be drawn in substantially the following form:

'District No. ....  
United States of America,  
State of Montana.

Warrant or ..... Dollars  
(Bond No. ....) \$.....

Interest at the rate of 6% per annum payable annually.

Special Improvement District Coupon Warrant or Bond.

....., Montana.

Issued by the City of....., Montana.

The Treasurer of the City of....., Montana, will pay to..... or bearer, the sum of..... Dollars

as authorized by resolution No..... as passed on the..... day of

....., 19....., creating Special Improvement District No..... for the construction of the improvements and the work performed as authorized by said resolution to be done in said District, and all laws, resolutions and ordinances relating thereto, in payment of the contract in accordance therewith. The principal and interest of this warrant (or bond), are payable at the office of the City Treasurer of....., Montana.

This warrant (or bond) bears interest at the rate of six per cent (6%) per annum from the date of registration of this warrant (or bond) as expressed herein, until the date called for redemption by the City Treasurer. The interest on this warrant (or bond) is payable annually on the first day of..... in each year, unless paid previous thereto and as expressed by the interest coupons hereto attached, which bear the engraved facsimile signature of the Mayor and City Clerk.



This warrant (or bond) is payable from the collection of a special tax or assessment which is a lien against the real estate within said improvement Districts, as described in said resolution hereinbefore referred to.

This warrant (or bond) is redeemable at the option of the City at any time there are funds to the credit of said Special Improvement District Fund for the redemption thereof, and in the manner provided for the redemption of the same.

It is hereby certified and recited that all things required to be done precedent to the issuance of this warrant (or bond) have been properly done, happened and been performed in the manner prescribed by the laws of the State of Montana and the resolutions and ordinances of the City of....., Montana,

Dated at....., Montana, this.....day of.....  
19....., city of....., Montana.

By.....Mayor.

By.....City Clerk.

Registered at the office of the City Treasurer of.....  
Montana, this.....day of.....19.....

City Treasurer.'

And the same shall be drawn against the Special Improvement District Fund created for the district, and shall bear interest at the rate of six per cent (6%) per annum, from the date of registration until called for redemption or paid in full, interest to be payable annually on the first day of January of each year, unless the council prescribes another date. Such warrants (or bonds) shall be signed by the Mayor and Clerk and shall bear the Corporate Seal of the City. They shall be registered in the office of the Clerk and Treasurer, and if interest coupons be attached thereto they shall also be so registered and shall bear the signature of the Mayor and Clerk; provided, however, that said coupons may bear the facsimile signature of said officers in the discretion of the city council. Said bonds shall be in denominations of One Hundred (\$100.00) Dollars or fractions or multiples thereof; and may be issued in installments, and may extend over a period not to exceed twenty years. Such warrants (or bonds) shall be redeemed by the treasurer when there are funds in the Special Improvement District Fund against which said warrants (or bonds) on presentation of the coupons belonging thereto, and any funds remaining shall be applied to the payment of the principal and the redemption of the warrants (or bonds) in the order of their registration; and provided further, that whenever there are any funds in any Special Improvement District Fund, after paying the interest on such warrants (or bonds) drawn against said fund, the treasurer shall call in for payment outstanding warrants (or bonds), which together with the interest thereon to the date of redemption, will equal the amount of said fund on that date, which date shall be fixed by the treasurer who shall give notice by publication once in a newspaper published in the city, or at the option of the treasurer, by written notice to the holder or holders of such warrants (or bonds), if their address be known, of the number of warrants (or bonds) and the date on which payment will be made, which date shall not be less than ten days after the date of publication or of service of notice, and on which date, so fixed, interest shall cease. When it is provided by the resolution creating the district that the work be paid for in warrants (or bonds), the city council shall by resolution fix the denominations of such warrants (or bonds), which may be of One Hundred Dollars, or fractions or multiples thereof, the rate of interest, which shall not exceed six per cent (6%) per annum, and provide for the payment or redemption of such warrants (or bonds) at a time certain, which time of payment must not exceed twenty years from and after the date of issuance'."

On motion of McNally, the report was adopted as read, and the Bill was referred to the Printing Committee.

Mr. Speaker excused Scott, Fousek, and Carpenter until Tuesday morning and Hedrick until Wednesday morning.

On motion of Macdonald of Flathead, duly carried, the House adjourned at 4:20 p. m. until 2:00 o'clock p. m., Monday, February 1, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.



## TWENTY-NINTH DAY.

Monday, February 1, 1915.

House convened pursuant to adjournment at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent: Shrump.

Excused: Carpenter, Scott, Rundle, and Johnson.—4.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-sixth day and find same to be correct."

On motion of Shott, the report was adopted as read.

On motion of McMahon, a Committee of three was appointed to draft resolutions of respect upon the death of the mother of Mrs. J. J. Flanigan; said resolutions to be spread upon the Journal.

Mr. Speaker named as the Committee McMahon, Stone and Moore.

## NOTICES OF BILLS.

The following Notices of Bills were given:

By Crismas: A Bill for an Act entitled: "An Act to provide for the semi-annual payment of property taxes at the option of each tax payer and to provide and to fix penalties for the non-payment of taxes."

By Baldwin: A Bill for an Act entitled: "An Act to amend Section 2112 of Chapter 21 of the Session Laws of the Thirteenth Legislative Assembly relating to County High Schools."

By Bent: A Bill for an Act entitled: "An Act to provide for the extension of the boundaries of the Prior Mountain Game Preserve."

By Prosser: A Bill for an Act entitled: "An Act to provide for a license tax for traveling merchants, hawkers and peddlers; providing penalties for the violation thereof and prescribing rules and regulations for its enforcement and interpretation."

By McMahon: A Bill for an Act entitled: "An Act empowering County Commissioners, in Counties of the first class, to create and establish special improvement districts in thickly populated localities outside the limits of incorporated towns and cities, for the purpose of constructing sanitary and storm sewers, installing lights and such other special improvements, that may be petitioned for by Sixty per cent (60%) of the free holders affected by the same."

By Harmon: A Bill for an Act entitled: "An Act to provide for the organization of consolidated school districts."

By Harmon: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 109 of Montana Session Laws of 1913 relating to the authorizing the County Commissioners of any County to appropriate money for paying part salary and expenses of a county agricultural instructor."

By Page: A Bill for an Act entitled, "An Act providing for the letting of contracts for the county printing and to repeal Section 2879 of the Revised Codes of 1907."

By Rixon: A Bill for an Act entitled, "An Act to prevent livestock running at large within one mile of the corporate limits of any city of the first, second or third class, providing a penalty therefor, and repealing all Acts and parts of Acts in conflict therewith."

## REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 39, 27, 41 and 54 beg leave to report the same back as correctly enrolled."

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 98, being a Bill for an Act entitled, 'An Act appropriating (\$2400.00) Twenty-four Hundred Dollars, or as much thereof as may be necessary to pay the salary and expenses of the custodian appointed under and

by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' respectfully beg leave to report the same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 38, being a Bill for an Act entitled, 'An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 of the Revised Codes of Montana of 1907,' beg leave to report the same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 199, being a Bill for an Act entitled, 'An Act appropriating the sum of Five Hundred Dollars, (\$500.00) to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses erroneously slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912,' beg leave to report the same back to the House with the recommendation that it do pass." On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

At this time Mr. Speaker announced that he was about to sign House Bills Nos. 39, 27, 41 and 54, and thereupon proceeded to sign the same in open session.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 18, being a Bill for an Act entitled, 'An Act to secure for Threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said lien,' having had the same under due consideration, beg leave to report same back with the recommendation that it be restored to its place on General File." On motion of Dwyer, the report was adopted as read and the Bill was restored to its place on General File.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 206, being a Bill for an Act entitled, 'An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney at law, or counsellor at law, in any court of the State of Montana, unless duly admitted to practice by the Supreme Court of Montana, and providing a penalty therefor,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Joint Resolution No. 2, a Resolution to the Honorable Senate and House of Representatives of the United States in Congress Assembled requesting that a National Convention be called for the purpose of proposing amendments to the Federal Constitution,' having had the same under due consideration, beg leave to report same back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary, reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 189, being a Bill for an Act entitled, 'An Act to compel abstractors of Title to real estate to file a bond for the protection of those with whom they deal, and to procure a seal; to provide a certificate of authority to such abstractors; providing that their fees are a matter of contract; also that any properly certified Abstract of Title be prima facie evidence in the courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 133, being a Bill for an Act entitled, 'An Act to amend subdivision 4 of Section 7892 of the Revised Codes of Montana of 1907, with reference to the examination of witnesses,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do pass."

#### MINORITY REPORT.

Mackel as a minority of the Committee on Judiciary reported as follows:

"Mr. Speaker: We, a minority of your Committee on Judiciary, to whom was referred House Bill No. 133, being a Bill for an Act entitled, 'An Act to amend subdivision 4 of Section 7892 of the Revised Codes of Montana of 1907, with reference to the examination of witnesses,' having had said Bill under consideration, beg leave to report same back with the recommendation that it do not pass."

Dwyer moved the adoption of the majority report.

Mackel moved as a substitute that the minority report be adopted. Mackel's motion was lost, and adoption of majority report prevailed. Bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 119, being a Bill for an Act entitled, 'An Act to prevent the shipment of dockage or screenings from the State of Montana, by elevators, warehousemen or dealers in grain, except where dockage has been separated from grains by the usual methods employed,' respectfully beg leave to report that this Bill do pass as amended.

Section 1, Line 3, strike out the words 'or within' after the word 'from.' Strike out the words 'any grain that has not been screened by the usual method employed in cleaning grain' and insert in lieu thereof after the word 'Montana,' 'Flax, Wheat, Rye, Oats or Barley that contain more than one pound per bushel of waste or dockage.'

Section 2, Line 1. Insert after the word 'buyers' the word 'miller.'

Section 5, Line 2. Strike out the words 'Its passage and approval' after the word 'after' and insert in lieu thereof the words 'June 1st, 1915.'" On motion of Cavitt, the report was adopted as read and the Bill was referred to the Printing Committee.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 212, being an Act entitled, 'An Act to provide for the organization of Special Road Districts in the several counties of the State, to provide for the election and appointment of Directors and other officers for Special Road Districts, prescribing their duties and regulating the government thereof, and to provide for the levy of taxes in Special Road Districts and the disbursements of the Special Road District Fund,' respectfully beg leave to report the same back to the House with the recommendation that same do pass.'" On motion of Healey, the report was adopted as read and the Bill was referred to the Printing Committee.

Hawks from the Committee on Conservation of Resources reported as follows:

"Mr. Speaker: We, your Committee on Conservation of Resources, having had under consideration House Bill No. 152, being a Bill for an Act entitled, 'An Act providing for the management and control of the timbered lands now owned by or hereafter to be acquired by the State of Montana, including protection of the timber growing thereon and the naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensation and defining and providing for the punishment of certain offenses violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of fire warden, providing for the expenses thereof and prescribing penalties for the violation of this Act,' respectfully beg leave to report the same back to the House with the recommendation that the Bill do pass as amended:

Amend Section 3 by adding after the words 'districts of the state' 'but the

number of district fire wardens to be appointed shall not exceed five.' On motion of Hawks, the report was adopted as read and the Bill was referred to the Printing Committee.

Sullivan from the Committee on Apportionment and Representation reported as follows:

"Mr. Speaker: We, your Committee on Apportionment and Representation, to whom was referred for consideration House Bill No. 200, being a Bill for an Act entitled, 'An Act to provide for the enumeration of the inhabitants of the State of Montana, and the securing of Statistical information thereof in the year 1915, and every tenth year thereafter, and to authorize the publication thereof,' hereby beg leave to report to the House that the same do pass." On motion of Sullivan, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bills numbered Eighty-five (85), One Hundred Forty-one (141), One Hundred Sixty-five (165), One Hundred Eighty-eight (188), One Hundred Ninety-two (192), One Hundred Forty-two (142), beg leave to report that the same have been returned correctly printed."

#### INTRODUCTION OF BILLS.

The following Bills were introduced. Those introduced by the Appropriations Committee were placed on file without previous notice, by unanimous consent:

House Bill No. 213, by Mackel: A Bill for an Act entitled, "An Act requiring every person, corporation or receiver engaged in constructing or repairing railroad cars and equipment to erect and maintain building to cover repair tracks and shops and providing penalties for violation of this Act."

House Bill No. 214, by Prosser: A Bill for an Act entitled, "An Act to amend Section 9 of Chapter 86 of the Session Laws of the Thirteenth Session relating to Chattel mortgages."

House Bill No. 215, by Prosser: A Bill for an Act entitled, "An Act appropriating money for the use of the State Agricultural College at Bozeman, Montana, to be used in employing field men to instruct producers of agricultural and horticultural products in establishing standards of grading and packing such products."

House Bill No. 217, by Mackel: A Bill for an Act providing that all public school buildings and all public buildings used for school purposes are to be open for public use as common meeting places for certain purposes and fixing penalties for violation of its provisions."

House Bill No. 218, by Mason: "A Bill for an Act to amend Section XI of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of Montana and relating to the transcribing of records from old county to a new county."

House Bill No. 219, by Anderson: "A Bill for an Act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana of 1907 relating to the exemption of earnings for personal service of judgment debtors who are heads of families and repealing Chapter 48 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Chapter related to the exemption of earnings for personal services of judgment debtors who are heads of families."

House Bill No. 220, by Appropriations Committee: "A Bill for an Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana."

House Bill No. 216, by Appropriations Committee: "A Bill for an Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain Inspection Department prior to March 1st, 1915."

#### READING OF HOUSE BILLS.

House Bill No. 213 read first and second time by title only and referred to the Committee on Railroads and Transportation.

House Bill No. 214 read first and second time by title only and referred to the Committee on Judiciary.



House Bill No. 215 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 216 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 217 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Bill No. 218 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Bill No. 219 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 220 read first and second time at length and referred to the Committee on Appropriations.

#### NOTICES AND RESOLUTIONS.

Kelly moved that House Bill No. 25 be placed on General Orders and made a Special Order of Business Tuesday morning at 11:00 o'clock A. M.

Motion prevailed and House Bill No. 25 was made a special order of business for 11:00 o'clock A. M. Tuesday, February 2, 1915.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Joint Resolution No. 2, entitled, 'Resolution extending to the President of the United States an invitation to visit the State of Montana,' today reported that the same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills, have this day been given:

By O'Shea: An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the Counties of Carbon and Stillwater; to change the boundaries of the Sixth Judicial District to conform thereto; to change the boundaries of the Thirteenth Judicial District of the State of Montana to conform thereto; and to provide for the appointment, powers, duties, term and compensation of Judges of said Seventeenth Judicial District.

By O'Shea: An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana and fixing the fees to be paid by incorporated cities and towns, and by school districts of the first and second class into a fund known as the 'State Examiner's Fund.'

By Brower: An Act to repeal Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of 1909, entitled, 'An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game and Fish Warden to create additional Game Districts and to appoint additional Special Deputy Game and Fish Wardens,' approved March 5, 1909; to repeal Chapter 28 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint a Deputy Game and Fish Warden and defining his powers and duties; and amending Section 1968, Revised Codes of Montana of 1907, relating to the compensation of Deputy Game and Fish Wardens,' approved February 16th, 1911; and to repeal Chapter 63 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint additional Deputies at certain times; providing for their compensation; authorizing the State Game and Fish Warden to employ an additional clerk, fixing the salary thereof, and providing the manner in which he shall be paid.' Approved March 2nd, 1911.

By Asbridge: An Act to amend Section 2 of the Direct Primary Law, by changing the time for holding primary elections.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bill was today introduced in the Senate, read first and second time and referred as follows:

Senate Bill No. 98, by Brower: 'An Act to amend Chapter 53 of the Session Laws of the Thirteenth Legislative Assembly, relating to the issuance of reduced or free transportation by common carriers, and providing penalties for violation thereof.' Committee on Railroads and Transportation.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill No. 104, introduced by Willis, being a Bill for an Act entitled, 'An Act to amend Section 3169 of the Revised Codes of Montana, 1907, concerning fees of the Clerk of the District Court, and providing, herein, for the collection by said Clerk of a fee for issuing marriage licenses, and recording certificates of marriage,' was read first and second times, and referred to the Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 68, introduced by Meadors, being a Bill for an Act entitled, 'An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana,' today reported said Bill with the recommendation that it do pass. Report adopted. Referred to Printing Committee.

Also House Bill No. 23, introduced by Dwyer, being a Bill for an Act entitled, 'An Act providing for the number of deputies allowed all County Attorneys in Counties of the first class, and fixing the amount of their salaries,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 54, introduced by Day, being a Bill for an Act entitled, 'An Act amending Sections numbered 2, 6, and 29 of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a Commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation",' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment, to whom was referred Senate Joint Resolution No. 2, entitled, 'Resolution extending to the President of the United States an invitation to visit the State of Montana,' was today transmitted to his Excellency, the Governor, at the hour of 11:30 A. M. and the dated receipt of his private secretary was received.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Joint Memorial No. 2, and Senate Bills numbered 12, 20, 37, 40, 42 and 48 today reported that said Bills and said Memorial had been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing today reported that all Bills with amendments must be copied in the Printing Committee's room,

which requires some time, and that otherwise the Senate Bills move along in their regular order.

Also, that all Bills, with the exception of Senate Bill No. 74, which contains about 80 pages, have been returned. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred House Joint Memorial No. 1, and House Joint Resolution No. 1, today reported said Memorial and said Resolution with the recommendation that they be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 3, 'providing for the inspection of the State Penitentiary, State Hospital for the Insane and the State Tuberculosis Sanitarium,' was read and concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 52, introduced by Kane, being a Bill for an Act entitled, 'An Act relating to compensation of injured workmen, and compensation to their dependents where such injuries result in death, creating an industrial insurance department providing for the creation and disbursement of funds for its administration and for the compensation and care of workmen injured in extra-hazardous employment, providing penalties for non-observance of regulations for prevention of injuries and for violation of this Act, asserting a police power, and except in certain cases, abolishing the doctrine of negligence as grounds for the recovery of damages, and depriving Courts of jurisdiction of such controversies,' today reported that said Bill was correctly printed with the following corrections: In line 198, insert the word 'or' between 'lapsed deferred' and in line 627 after the word 'department' change the word 'of' to 'or.'

Also, Substitute Senate Bill No. 18, introduced by Stevens, being a Bill for an Act entitled, 'To amend Section One of Chapter Sixty-three (63) of the Acts of the Thirteenth Legislative Assembly approved March 8, 1913, relating to inspection of steam boats, ferry boats and the control of navigation.'

Also Senate Bill No. 67, introduced by Whiteside, being a Bill for an Act entitled, 'An Act to provide for the distribution among the several counties of Montana containing United States Forest Reserve Lands all Forest Reserve moneys received from the General Government for the benefit of such Counties; to designate the fund in which the County Treasurer in such County shall place said payments and to fix the percentage of such payments in each fund.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, January 29, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 67, introduced by Whiteside, being a Bill for an Act entitled, 'An Act to provide for the distribution among the several counties of Montana containing United States Forest Reserve Lands all Forest Reserve Moneys received from the General Government for the benefit of such counties; to designate the fund in which the county shall place said payments, and to fix the percentage of such payments in each fund,' today reported said Bill with the recommendation that it be re-referred to the Committee on Federal Relations.

Also, House Bill No. 87, introduced by Day, being a Bill for an Act entitled, 'An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of Record to make rules for their government and the government of its officers;

providing that in case of the failure or refusal of any district court to adopt and promulgate rules of court, the Supreme Court may, upon application of any interested party, adopt rules for the government of such Court, and prescribing a penalty for the violation of such rules so adopted by the Supreme Court,' today reported said Bill with the recommendation that it be concurred in.

Also House Bill No. 88, being a Bill for an Act entitled, 'An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms or sessions of court, which may be held in a district having more than one judge; the departments into which such court may be divided; directing the apportionment of business of the Court among the judges thereof; providing that in case of failure to make such apportionment of business by the judges of said court, the Supreme Court may, upon application of any interested person, make an order apportioning such business, and providing that a failure or refusal of any district judge to carry out the orders of the Supreme Court, shall constitute a contempt of the Supreme Court,' today reported said Bill with the recommendation that it be concurred in.

Also House Bill No. 54, introduced by Day, being a Bill for an Act entitled, 'An Act amending Sections numbered 2, 6, and 29 of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a Commission form of government for cities; providing for the election of officers therein; defining their duties and powers, and providing for their compensation,"' today reported said Bill with a recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Dwyer, Mr. Speaker reverted to Order of Business.

#### NOTICES OF BILLS.

The following notice of Bills was given:

By Dwyer: A Bill for an Act entitled, "An Act to amend Sections 8345, 8346, 8347, 8348, 8349 and 8350 of the Revised Codes of Montana, 1907, relating to the abandonment and neglect of children; and adding thereto subsection 8350a."

#### THIRD READING OF HOUSE BILLS.

House Bill No. 69, having been read three several times, was killed by the following vote:

Ayes: Baxter, Bent, Bompert, Booth, Burnett, Cavitt, Corr, Corwin, Crismas, Day, Easton, Fishbaugh, Fousek, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hedrick, Henry, Lemmon, Minnick, Moore, Morris, Parker, Phillips, Prosser, Rixon, Rundle, Sales, Sanderson, Schanck, Searles, Sedgwick, Sullivan, Willis—37.

Noes: Anderson, Baldwin, Bechtel, Burns, Cariher, Coburn, Choiniere, Corr, Dwyer, Doner, Eliel, Einsel, Flanigan, Foltz, Franklin, Guinn, Hawks, Healey, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Nutting, Ostle, Page, Rainey, Rasmussen, Schmidt, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Vidal, Wallin, Wells, Wilde, Mr. Speaker—51.

Absent and not voting: Shrum—1.

Excused: Carpenter, Johnson, Rundle, Scott—4.

House Bill No. 66 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—84.



Noes: Bechtel, Mackel, Mansur, Page—4.

Absent and not voting: Rundle, Shrump—2.

Excused: Carpenter, Johnson, Scott—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 126, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carlier, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: Cavitt, Page—2.

Absent and not voting: Mansur, Shrump—2.

Excused: Carpenter, Johnson, Rundle, Scott—4.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Sales in the Chair.

House resumed.

Mr. Speaker in the Chair.

Sales from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 21, a Bill for an Act entitled, 'An Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by National and State Banks, and Banking Corporations, and the assessment for taxation purposes and the payment of taxes on shares of stock in National and State Banks and Banking Corporations and repealing Sections 2503, 2504, and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also, House Bill No. 22, a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article XII of the Constitution of the State of Montana, creating a County Board of Equalization and a State Board of Equalization and prescribing the powers, authority and duties of such respective Board,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also, House Bill No. 105, a Bill for an Act entitled, 'An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of probation officers in Judicial Districts, Specification of their duties, and providing for their compensation,' having had the same under consideration, beg leave to report same back to the House with the recommendation that it be referred to the Committee on Judiciary. On motion of Sales, the report was adopted as read.

Mr. Speaker reverted to order of business.

#### REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 224, Substitute for House Bill No. 71, being a Bill for an Act entitled, 'An Act prohibiting the introduction of, the manufacture of and the giving, exchanging, bartering, selling or disposing of ardent spirits, or any compound thereof, ale, beer, wine or intoxicating liquors into the State of Montana, and providing a penalty for the violation thereof, and providing for a referendum upon said Act to the people of the State of Montana, and providing the time

when said Act shall go into effect,' beg leave to report the same back to the House with the recommendation that the Bill do pass." McNally moved the adoption of the foregoing report.

Hills offered as a substitute motion therefor that House Bill No. 71, introduced by Marsh, be recommended for passage and that it be printed and placed on General Orders, and that House Bill No. 224, being a substitute for House Bill No. 71 be indefinitely postponed.

The motion offered by Hills was rejected by the following vote:

Ayes: Bechtel, Bent, Bompert, Cavitt, Collins, Corr, Crismas, Easton, Einsel, Foltz, Gladden, Graybeal, Harmon, Hayes, Hawks, Hedrick, Henry, Hills, Lemmon, Macdonald of Flathead, Mackel, Marsh, Minnick, Moore, Nutting, Parker, Rainey, Rasmussen, Rixon, Sales, Sedgwick, Shott, Vidal, Wilde, Willis—35.

Noes: Anderson, Baldwin, Baxter, Booth, Burnett, Burns, Cariher, Coburn, Choiniere, Corwin, Day, Dwyer, Doner, Eliel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Guinn, Hall, Harper, Healey, Higgins, Hogan, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mansur, Mason, Moe, Morris, Ostle, Page, Phillips, Prosser, Sanderson, Schanck, Schmidt, Searles, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Wallin, Wells, Mr. Speaker—53.

Absent and not voting: Shrump—1.

Excused: Carpenter, Johnson, Rundle, Scott—4.

McNally's motion to adopt the report of the Committee on Affairs of Cities was carried by the following vote:

Ayes: Anderson, Baldwin, Baxter, Booth, Burnett, Burns, Carpenter, Cariher, Coburn, Choiniere, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harper, Healey, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker—64.

Noes: Bechtel, Bent, Bompert, Cavitt, Collins, Corr, Einsel, Graybeal, Harmon, Hayes, Hawks, Hedrick, Henry, Hills, Mackel, Marsh, Moore, Parker, Rainey, Rasmussen, Sales, Shott, Sedgwick, Willis—24.

Excused: Carpenter, Johnson, Rundle, Shrump, Scott—5.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 71, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana, an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof,' beg leave to report the same back to the House with the recommendation that the Bill be indefinitely postponed."

On motion of McNally, the report was adopted as read.

House Bill No. 224, a Substitute for House Bill No. 71, a Bill for an Act entitled, 'An Act prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof and providing for a referendum of said Act and providing the time when said Act shall take effect,' was read first and second time by title only and referred to the Committee on Printing, according to Section 2 of Rule II of House Rules. On motion of Gallagher, the House adjourned at 5:30 o'clock P. M. until 10:00 o'clock A. M., Tuesday, February 2, 1915.

Attest:

W. J. WALSH, Chief Clerk.

GEORGE L. RAMSEY, Speaker.

## THIRTIETH DAY.

Tuesday, February 2, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Absent: Guinn, Searles—3.

Excused: Rundle—1.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-ninth day and find same to be correct."

On motion of Shott, the report was adopted as read.

## NOTICES OF BILLS.

The following notices of Bills were given:

By Macdonald (of Flathead): A Bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Charles Z. Pond, account rendered the House of Representatives, Twelfth Legislative Assembly of the State of Montana."

By Willis: A Bill for an Act entitled, "An Act to provide for the collection of a license tax equivalent to five per cent of the gross earnings of sleeping car companies, express companies, private car companies and telegraph companies doing business in this State; to require reports from said sleeping car companies, express companies, private car companies and telegraph companies; to provide for an examination of their books; to provide that sleeping car companies, express companies, private car companies and telegraph companies may be punished for any violation of this Act."

By Coburn: A Bill for an Act entitled, "An Act to amend Section 6312 Revised Codes of 1907 relative to the holding of Court in Counties where a session of Court is not or cannot be held by a judge thereof or in any County where the business of the Court is not or cannot be dispatched with reasonable promptness and providing that the Governor may, upon application of any interested person, require some District Judge to hold Court in said County for such time as may be specified in the order."

## REPORTS OF SELECT COMMITTEES.

McMahon from the Special Committee reported as follows:

"Mr. Speaker: We, your Special Committee appointed for the purpose of drafting appropriate resolutions of condolence with the Hon. J. J. Flanigan and family, beg leave to report the following Resolution:

Whereas, the House has learned with profound sorrow of the death of Mrs. Geo. Collins, of Seattle, Washington, the mother of Mrs. J. J. Flanigan, whose husband is a member of this House, from the County of Silver Bow;

Therefore, Be It Resolved; that this House do hereby express its heartfelt sympathy with the Honorable J. J. Flanigan and the members of his family, on account of their bereavement;

And further, that the Chief Clerk is hereby instructed to transmit a copy of this Resolution to the family of the member, and also to spread the same upon the Journal of the House.

Respectfully submitted,

W. J. McMAHON, Chairman.

R. E. STONE,

GEO. MOORE."

On motion of McMahon, the report was adopted as read and the Committee was discharged.

## REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills numbered 153, 129, 134, 148, 140, and 14, beg leave to report the same back to the House as correctly engrossed."

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 209, being a Bill for an Act entitled, 'An Act to amend Section 4198 of the Revised Codes of Montana, and to provide a method for the assessment and taxation of the property of Building and Loan Associations,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do not pass." On motion of Macdonald, the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 179, being a Bill for an Act entitled, 'An Act to amend Section 4198 of the Revised Codes of Montana, and to provide a method for the assessment and taxation of the property of Building and Loan Associations,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do not pass." On motion of Macdonald, the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 145, being a Bill for an Act entitled, 'An Act providing for the fees to be paid by a foreign corporation for filing a certified copy of its Charter or Articles of Incorporation in the office of the Secretary of State of the State of Montana,' beg leave to report the same back to the House with the recommendation that it do pass." On motion of Macdonald the report was adopted as read and the Bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 208, being a Bill for an Act entitled, 'An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do pass." On motion of Macdonald, the report was adopted as read and the Bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 205, being a Bill for an Act entitled, 'An Act to amend Section 2608, 2609 and 2611 of the Revised Codes of the State of Montana, relating to the County Clerk in relation to Revenue,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do not pass." On motion of Macdonald, the report was adopted as read.

McCarthy from the Committee on House Employees reported as follows:

"Mr. Speaker: We, your Committee on House Employees, having had under consideration House Bill No. 122, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 28 of Article 5 of the Constitution of the State of Montana, relating to officers and employees of the Legislative Assembly, and providing for the letting by contract of all clerical work of each House,' beg leave to report the same back to the House with the recommendation that it do not pass." On motion of Macdonald, the report was adopted as read.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 1st at 2:30 P. M. to His Excellency, the Governor, House Bills Nos. 27, 54, 39 and 41, together with duplicates, for his approval."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered Eighty-six (86), Eighty-nine (89), One Hundred Forty-three (143), One Hundred Fifty-nine (159), One Hundred Seventy-two (172), One Hundred Seventy-eight (178), One Hundred Eighty-six (186), One Hundred Ninety-three (193), Two Hundred One (201), Seventy-two (72), beg leave to report that the same have been returned correctly printed."



## INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 221, by Carpenter: A Bill for an Act entitled, "An Act to amend Section 1416 of the Revised Codes of Montana, (1907) relating to Public Bridges and defining the word 'Bridge'."

House Bill No. 222, by Graybeal: A Bill for an Act entitled, "An Act to prevent an independent candidate from filing his petition for a nomination to office after Primary Elections have been held for such office."

House Bill No. 223, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating the sum of Thirty-four Hundred Dollars (\$3400.00) or so much thereof as may be necessary for the payment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana."

House Bill No. 225, by Vidal: A Bill for an Act entitled, "An Act relating to the State Militia of the State of Montana, providing for the organization, regulation, maintenance and discipline of the National Guard of Montana, defining certain offenses, prescribing penalties therefor, and repealing Sections 1050, 1051, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1076, 1077, 1079, 1080, 1081, 1083, 1084, 1085, 1087, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1100, 1102, 1103 and 1104 of the Revised Codes of Montana of 1907."

House Bill No. 226, by Johnson: A Bill for an Act entitled, "An Act to pay John Wimmett and R. B. Haddox for stock killed by reason of being compelled to dip said stock under the provisions of Chapter 120 of the Session Laws of the Thirteenth Legislative Assembly and appropriating money therefor."

House Bill No. 227, by Crismas: A Bill for an Act entitled, "An Act to provide for the semi-annual payment of property taxes at the option of each tax payer and to provide and to fix penalties for the non-payment of taxes."

House Bill No. 228, by Prosser: A Bill for an Act entitled, "An Act to provide for a license tax for traveling merchants, hawkers and peddlers, providing penalties for the violation thereof, and prescribing rules and regulations for its enforcement and interpretation."

House Bill No. 229, by Rixon: A Bill for an Act entitled: "An Act to prevent livestock running at large within one mile of the corporate limits of any city of the first, second or third class, providing penalty therefor, and repealing all Acts and parts of Acts in conflict therewith."

House Bill No. 230, by Kelly: A Bill for an Act entitled, "An Act to provide for a uniform dress for all school girls and to empower the State Board of Health to make rules as to material used therein, style in which made, and cost thereof."

House Bill No. 231, by Bent: A Bill for an Act entitled, "An Act to amend Section 2 of Chapter 100 of Session Laws of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to establish Game Preserves for the protection of antelope and deer and other game animals and birds, and providing penalties for the killing of any such animals within such preserves,' and to extend the boundaries of the Prior Mountain Game Preserve."

House Bill No. 232, by Scott: A Bill for an Act entitled, "An Act defining a legal fence in the State of Montana, and repealing Chapter 64 of the Session Laws of 1913."

House Joint Memorial No. 5, by Easton: A Memorial petitioning Congress to take steps to reduce the appraised valuation of lands on the Fort Peck Indian Reservation."

Senate Joint Memorial No. 2, by Burla, a Petition to Congress for the passage of necessary legislation to open for settlement at as early a date as practicable, the land embraced in the Crow Indian Reservation, situated in the southeastern portion of the State of Montana.

Senate Bill No. 29, by Abbott: A Bill for an Act entitled, "An Act authorizing the payment of the expenses and per diem of County Commissioners, and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners, or Assessors of the State of Montana, when held within the State, or when called by the Governor or State Board of Equalization, and authorizing the payment by the several Counties of their proportion of any incidental expenses approved by such meetings."

Senate Bill No. 12, by Abbott: A Bill for an Act entitled, "An Act directing the State Board of Land Commissioners to permit Counties or sub-divisions thereof, Road Districts and other persons desiring to construct public roads or highways, to remove or use all timber, stone, dirt and gravel from the public lands owned, controlled and held by the State of Montana."

Senate Bill No. 37, by Clark: A Bill for an Act entitled, "An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crop."

Senate Bill No. 40, by Williams: A Bill for an Act entitled, "An Act regulating the sale of imported meats, lard, and dairy products within the State of Montana."

Senate Bill No. 42, by Whiteside: A Bill for an Act entitled, "An Act to facilitate the publication of election returns."

#### READING OF HOUSE BILLS.

House Bill No. 221 read first and second time by title only and referred to the Committee on Highways.

House Bill No. 222 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 223 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 225 read first and second time by title only and referred to the Committee on Military Affairs.

House Bill No. 226 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 227 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 228 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 228 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 229 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 230 read first and second time by title only and referred to the Committee on Education.

House Bill No. 231 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 232 read first and second time by title only and referred to the Committee on Agriculture.

House Joint Resolution No. 5 read first and second time by title only and referred to the Committee on State Lands.

#### READING OF SENATE BILLS.

Senate Joint Memorial No. 2 read first and second time by title only and referred to the Committee on Irrigation and Water Rights.

Senate Bill No. 29 read first and second time by title only and referred to the Committee on Development and Publicity.

Senate Bill No. 12 read first and second time by title only and referred to the Committee on State Lands.

Senate Bill No. 37 read first and second time by title only and referred to the Committee on Agriculture.

Senate Bill No. 40 read first and second time by title only and referred to the Committee on Dairying.

Senate Bill No. 42 read first and second time by title only and referred to the Committee on Privileges and Elections.

#### MESSAGES FROM THE GOVERNOR.

The following messages were received from the Governor:

"Executive Office, Helena, Montana, February 2, 1915.  
The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 27, 'An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons.'

No. 39, 'An Act to amend Section 7625 of the Revised Codes of Montana of 1907, relating to the cure of defects in the sales of lands and personal property by executors, administrators and guardians.'

No. 41, 'An Act to amend Section 6847 of the Revised Codes of Montana for 1907, relating to the cure of defects in judicial sales of real property.'

S. V. STEWART, Governor."

"Executive Office, Helena, Montana, February 1, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to inform you that I have this day approved House Bill No. 54, being 'An Act amending Sections numbered 2, 6 and 29 of Chapter 57, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation".'

S. V. STEWART, Governor."

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 1, 1915.

Mr. Speaker: I have been directed by the Senate to inform your Honorable Body that Senate Bill No. 29, introduced by Abbott, being a Bill for an Act entitled, 'An Act authorizing the payment of the expenses and per diem of County Commissioners, and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners or Assessors of the State of Montana, when held within the State, or when called by the Governor or State Board of Equalization, and authorizing the payment by the several counties of their proportion of any incidental expenses approved by such meetings,' having been read three several times and passed, is herewith transmitted for your concurrence.

Also, Senate Bill No. 12, introduced by Abbott, being a Bill for an Act entitled, 'An Act directing the State Board of Land Commissioners to permit Counties or subdivisions thereof, Road Districts and other persons desiring to construct public roads or highways, to have the free right to remove or use all timber, stone, dirt, and gravel from the public lands owned, controlled, and held by the State of Montana,' having been read three several times and passed, is herewith transmitted for your concurrence.

Also Senate Bill No. 37, introduced by Clark, being a Bill for an Act entitled, 'An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crop,' having been read three several times and passed, is herewith transmitted for your concurrence.

Also, Senate Bill No. 40, introduced by Williams, being an Act entitled: 'An Act regulating the sale of imported meats, lard, and dairy products within the State of Montana,' having been read three several times and passed, is herewith transmitted for your concurrence.

Also, Senate Bill No. 42, introduced by Whiteside, being A Bill for an Act entitled: 'An Act to facilitate the publication of election returns,' having been read three several times and passed, is herewith transmitted for your concurrence.

Also, Senate Joint Memorial No. 2, introduced by Burla, memorializing the Congress of the United States to pass the necessary legislation for the opening of the Crow Indian Reservation to settlement under the homestead law or otherwise, having been read three several times and passed, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times in the Senate, and referred to the following Committees:

House Bill No. 31, introduced by Healey: An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 6, Article 13 of the Constitution of the State of Montana, relating to the indebtedness of cities and towns. Committee on Counties, Towns and Municipal Corporations.

House Joint Memorial No. 4, by Healey: Memorializing Congress to take such immediate steps as are practicable to re-establish the Postal Service to Cook City, Montana. Committee on Federal Relations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1, 1915.

Mr. Speaker: I am instructed by the Senate to inform your Honorable Body that House Bill No. 88, introduced by Day, being A Bill for an Act entitled: 'An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms or sessions of court, which may be held in a District having more than one Judge; the departments into which such Court may be divided; directing the apportionment of business of the Court among the Judges thereof; providing that in case of failure to make such apportionment of business by the Judges of said Court, the Supreme Court, may upon application of any interested person, make an order apportioning such business and providing that a failure or refusal of any District Judge to carry out the orders of the Supreme Court shall constitute a contempt of the Supreme Court,' having been read three several times and concurred in is herewith returned.

Also, House Bill No. 87, introduced by Day, being A Bill for an Act entitled: 'An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of record to make rules for their government and the government of its officers; providing that in case of the failure or refusal of any District Court to adopt and promulgate rules of Court, the Supreme Court may, upon application of any interested party, adopt rules for the government of such Court and prescribing a penalty for the violation of such rules so adopted by the Supreme Court,' having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Substitute Senate Bill No. 18, introduced by the Committee on Railroads and Transportation, being A Bill for an Act 'to amend Section One of Chapter Sixty-three of the Acts of the Thirteenth Legislative Assembly, approved March 8, 1913, relating to inspection of steamboats, ferry boats, and the control of navigation,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Senate Bill No. 48, introduced by Kinney, being A Bill for an Act entitled: 'An Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to removal of civil officers otherwise than by impeachment,' today reported said Bill with the recommendation that it do pass, as amended. Report adopted. Bill referred to Printing Committee.

Also, House Bill No. 23, introduced by Dwyer, being A Bill for an Act entitled, 'An Act providing for the number of deputies allowed all County Attorneys in Counties of the first class, and fixing the amount of their salaries,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also, House Joint Resolution No. 1, introduced by C. C. Guinn, being, 'A Resolution memorializing Congress for the building of one steel bridge jointly with the County of Big Horn across the Big Horn River on the Crow Indian Reservation,' today reported said Resolution with the recommendation that it be concurred in. Report adopted.

Also, House Joint Memorial No. 1, introduced by Dwight N. Mason and C. M. Mansur, memorializing Congress for the appropriation of money for reclamation purposes upon the Flathead Irrigation Project, today reported said Memorial with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills numbered 27, 39, 41 and 54 were today signed by the Governor in open session.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 62, introduced by the Appropriations Committee, being A Bill for an Act entitled: 'An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also, House Bill No. 75, being A Bill for an Act entitled: 'An Act appropriating money for the payment of the claim against the State of Montana of Maurice Weiss and Zeb Melhorn, of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building in Helena, Montana,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred House Joint Memorial No. 2, being a Petition to Congress to enact legislation validating all desert land claims made prior to March 23rd, 1914,' today reported said Bill with the recommendation that it be concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 63, being A Bill for an Act entitled: 'An Act appropriating Fifteen and 40/100 (\$15.40) Dollars in payment of the claim of the State Publishing Company against the Department of Coal Mine Inspector,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also, Senate Bill No. 39, introduced by Burlingame, being A Bill for an Act entitled: 'An Act to amend Section 2756 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of moneys collected for licenses,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Labor and Capital, to whom was referred Senate Bill No. 2, being A Bill for an Act entitled: 'An Act providing for the payment of wages to employes semi-monthly,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Also, Senate Bill No. 98, being A Bill for an Act entitled: 'An Act to prohibit the employment of males of the Negro or Asiatic races with females of the Caucasian or White Race, and providing a penalty for the violation thereof,' today reported said Bill with the recommendation that it do pass with the following amendment:

Amend Section 1, line 2 after the word 'employ' by striking out the word 'or' and inserting in lieu thereof the word 'and'. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing to whom was re-

ferred Senate Bills numbered 53, 73, 71, 72, 68, 38, 32, 57 and 7 and substitute for Senate Bill No. 61, today reported that said Bills had been correctly printed.

Also, That Senate Bills numbered 33, 65, 1 and 69 had been correctly printed with the following corrections:

In the first line of title of Senate Bill No. 33, strike out 'the' before 'indebtedness', and in line 6, typographical error, omission of 'ny' in 'any', and 'ir' in 'irrigated.'

In Senate Bill No. 65 in line 6, strike out 'and' after 'received' and insert 'or'. In line 21, change 'or' after 'revoked' to 'nor'.

In Senate Bill No. 1, line 26, 'Commissioner' instead of 'Commissioners.'

In Senate Bill No. 69, Section 5, 'Nor affect the salary' is inserted after 'removal' instead of 'nor affect their salaries.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 91, being A Bill for an Act entitled: 'An Act amending Section 6389 of the Revised Codes of 1907, relating to the authority of Attorneys and Counsellors', today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Senate Bill No. 60, introduced by Kinney, being a Bill for an Act entitled: 'An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to demurrers', today reported said Bill with the recommendation that it do pass with the following amendment:

In the seventh line of Section 1, after the word 'directs' strike out the words 'the case to be submitted to another Grand Jury, or directs another or an amended information,' and insert in lieu thereof the words 'further prosecution either by indictment or information.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred Senate Bill No. 81, being A Bill for an Act entitled: 'An Act to provide for the collection and adjustment of the acreage of lands included in the public irrigation district, and to provide for the elimination and non-existent and non-irrigatable lands included therein, and for the adjustment of the taxation thereon,' today reported said Bill with the recommendation that it be referred to the Committee on Irrigation and Water Rights. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Sanitary Affairs, to whom was referred House Bill No. 78, being A Bill for an Act entitled: 'An Act to amend Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to the Tuberculin tests and the quality and kind of tuberculin to be used therein,' today reported said Bill with recommendation that it be concurred in with the following amendment:

Amend Section 6 in line 3 by inserting after the word 'Board' the words 'and must whenever possible be obtained from the United States Bureau of Animal Industry.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred House Bill No. 51, introduced by Mansur, being A Bill for an Act entitled: 'An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of the water of the

streams and lakes within the State of Montana by the Government of the United States,' today reported said Bill with the recommendation that the Bill be concurred in with the following amendment:

By striking out in Section 1, line 4, the words 'or any person by him', and inserting in lieu thereof the words 'or the Secretary of Agriculture or any person by either of them.' Report adopted.

Respectfully.

NATHAN GODFREY, Secretary of the Senate."

"February 1, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second times and referred to the following Committees:

Senate Bill No. 99, by Annin: 'An Act to amend Section 3 of Chapter 52 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the powers of the public service commission to regulate public utilities when owned and operated by Municipalities, towns or villages.' Referred to Committee on Counties, Towns and Municipal Corporations.

Also, Senate Bill No. 100, by Committee on Stockgrowing and Grazing, 'An Act to define criminal trespass in certain cases, and provide the punishment and civil liability therefor.' Referred to Committee on Stock Growing.

Also, Senate Bill No. 101, by Committee on Banks and Banking, 'To amend Chapter 88 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, said Chapter 88 having the following title: "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of County, City and Town Treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907".' Committee on Banks and Banking.

Also, Senate Bill No. 2, by Brower, 'An Act to repeal Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of 1909, entitled, "An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game and Fish Warden to create additional game and fish districts and to appoint additional special deputy game and fish wardens".' Referred to Committee on Fish and Game.

Respectfully submitted.

NATHAN GODFREY, Secretary of the Senate."

"February 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Muffy: 'An Act regulating the business of making and compiling Abstracts of Title to real estate and to require a bond to be given by all persons, firms or corporations engaging in such business and to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in such vocations, and providing penalties for the violation thereof.'

By Selway: 'An Act to amend Sections 1790 and 1791 of the Revised Codes of Montana of 1907 regarding the recording of marks and brands and the collection and disposition of fees therefor.'

By Selway: 'An Act amending Section 1884 of the Revised Codes of Montana, of 1907, providing for the creation of a Livestock Sanitary Board, prescribing its powers and duties in the care and preservation of the Livestock Industry in the State of Montana; and repealing the Laws providing for a Board of Stock Commissioners and for a Board of Sheep Commissioners; and conferring upon the Livestock Sanitary Board the power and authority vested by law in the Board of Stock Commissioners and the Board of Sheep Commissioners.'

By Selway: 'An Act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund, providing for the administration of such funds and for the making of appropriations for the use of such funds.'

By Hogan: 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 9 of Article XII of the Constitution of the State of Montana, relating to Revenue and Taxation.'

By Byrnes: 'An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the Father and Mother to the care, custody and services of legitimate unmarried minor children.'

By Stevens: 'An Act to regulate the issuance of Bonds for Public Warehousemen in accordance with the provisions of the laws of Montana in relation thereto and providing penalties in relation thereto.'

By Stevens: An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the Counties of Valley and Sheridan; to change the boundaries of the Twelfth Judicial District of the State of Montana to conform thereto and to provide for the designation, powers, duties, term and compensation of the judge of the said Seventeenth Judicial District.'

By Burlingame: 'An Act to amend Section 2973 of the Revised Codes of Montana of 1907, having to do with the classification of counties.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF HOUSE BILLS.

House Bill No. 140, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Beechtel, Bent, Bompart, Booth, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Glad-den, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker—85. Noes: None.

Absent and not voting: Burnett, Easton, Gallagher, Hedrick, Johnson—5.

Excused: Day, Rundle, Willis—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Kelly, the House resolved itself into a Committee of the Whole for the consideration of Special Orders.

### SPECIAL ORDERS.

Dwyer in the Chair.

House resumed.

Mr. Speaker in the Chair.

Dwyer from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, having had under consideration the Special File, beg leave to report that it has come to no definite recommendation and respectfully ask leave to sit again. On motion of Dwyer, the report was adopted as read.

On motion of Macdonald of Flathead, the House took a recess at 12:00 o'clock M. until 2:00 o'clock P. M.

### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

On motion of Day, the House resolved itself into a Committee of the Whole for the further consideration of the Special File.

### SPECIAL ORDERS.

Dwyer in the Chair.

House resumed.

Dwyer from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 25, being a Bill for an Act entitled, 'An Act to provide for the creation, organization and classification of New Counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other coun-



ties, and providing penalties for the violation thereof,' having had same under consideration, beg leave to report that the Bill do pass as amended."

Dwyer moved that the report be adopted as read. Motion carried and report was adopted.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills numbered 87 and 88, beg leave to report the same back as correctly enrolled."

At this time, Mr. Speaker announced that he was about to sign House Bills 87 and 88, and thereupon signed them in open session.

On request, Mr. Speaker reverted to Order of Business.

#### NOTICES OF BILLS.

The following notices of Bills were given:

By Day: A Bill for an Act entitled, "An Act providing for the issuance of guaranties and policies of insurance affecting titles to real estate, and guaranteeing or insuring owners of real or personal property, or others interested therein, or having liens or encumbrances thereon, against loss by reason of defective titles, encumbrances, or adverse claims of title, or otherwise, and authorizing certain title insurance companies to do a trust business."

By Corr: A Bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated and to limit the number of days when such bets or wagers may be recorded, reported or registered, and providing penalties for the breach of the same."

By Hayes: A Bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the Laws of the Eleventh Session of the Legislative Assembly of Montana."

By Rixon: A Bill for an Act entitled, "An Act to amend Section 3176 of the Revised Codes of the State of Montana, 1907, relating to fees of a Justice of the Peace."

By Smith: A Bill for an Act entitled, "An Act to amend Section 7631, of the Revised Codes of Montana of 1907, relating to allowances for expenses, and the compensation of executors and administrators and to prescribe the compensation of their attorneys."

By Easton: A Bill for an Act entitled, "An Act to provide for a refund to the County of Sheridan of the sum of Seven Hundred and Seventy-one Dollars and eighty-nine cents (\$771.89) for money paid through error to the State Treasurer and placed by him in the State Insane Asylum Bond Fund."

By Scott: A Bill for an Act entitled, "An Act to provide for electors, when registering, to declare their political affiliations, restricting their right to vote at primary elections to their party ticket so declared, providing for separate official ballots for each political party, for sample ballots, for distribution of the same, and repealing Sections 20 and 21 of Initiated Bill entitled, 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,' and adopted at the general election in November, 1912."

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Dwyer in the Chair.

House resumed.

Mr. Speaker in the Chair.

Dwyer from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 107, a Bill for an Act entitled, 'An Act authorizing Counties to issue Bonds or Warrants to procure seed grain for needy farmers resident therein;

providing for advertising and receiving bids for the purchase of said bonds; providing for the depositing of the money realized from the sale of such bonds; providing for the creation of a sinking fund for the purpose of purchasing seed grain; providing for the distribution of said seed grain among the needy farmers; providing for the levying of a tax and lien against the property of the person to whom said grain has been distributed, and for the security to the county of the payment by said person of the tax and lien against said property; providing penalties for the violation of said Act,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also, House Bill No. 73, a Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article XII of the Constitution of the State of Montana, relating to exemptions from taxation,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also, House Bill No. 116, a Bill for an Act entitled, 'An Act to amend Section 4687 of the Revised Codes of Montana, 1907, relating to unrecorded instruments,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 117, a Bill for an Act entitled, 'An Act to amend Section 4539 of the Revised Codes of Montana, 1907, relating to implied and resulting trusts,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 144, a Bill for an Act entitled, 'An Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid into the fund known in the law as the "State Examiner's Fund," by cities, towns and school districts,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be placed on General Orders on Wednesday, February 3, 1915.

Also, House Bill No. 146, a Bill for an Act entitled, 'An Act to provide for the recovery of attorneys' fees in an action to establish a claim for salary or wages,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 147, a Bill for an Act entitled, 'An Act to amend Section 1564, the Revised Codes of 1907, as the same appears after amendment by Chapter 66 of the Session Laws of the Twelfth Legislative Assembly, relating to the pollution of water supply,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also, House Bill No. 150, a Bill for an Act entitled, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also, House Bill No. 99, a Bill for an Act entitled, 'An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government, to the heirs of a deceased entryman,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended." On motion of Dwyer, the report was adopted as read.

On motion of Day, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 216, a Bill for an Act entitled, 'An Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain Inspection Department prior to March 1st, 1915.'

Also, House Bill No. 220, a Bill for an Act entitled, 'An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana.'

Also, House Bill No. 223, a Bill for an Act entitled, 'An Act appropriating the sum of Thirty-four Hundred (\$3,400.00) Dollars, or so much thereof as may be necessary for the payment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana,' hereby beg leave to report said Bills and each of them back to the House with the recommendation that they do pass." On motion of Day, the report was adopted as read and the Bills were referred to the Printing Committee.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 156, a Bill for an Act entitled, 'An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with and a department of the Montana Agricultural College at Bozeman, Montana,' beg leave to report same back to the House with the recommendation that it do pass." On motion of Hogan, the report was adopted as read and the Bill was referred to the Printing Committee.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 185, a Bill for an Act entitled, 'An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code Revised Codes of 1907; designating who shall be eligible to admission or to hold office in the Montana Soldiers' Home,' beg leave to report same back to the House with the recommendation that it do pass."

On motion of Hogan, the report was adopted as read and the Bill was referred to the Printing Committee.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill 217, a Bill for an Act entitled, 'An Act providing that all public school buildings and all public buildings used for school purposes are to be open for public use as common meeting places for certain purposes and fixing penalties for violation of its provisions,' beg leave to report same back to the House with the recommendation that it do pass."

Hogan moved the adoption of the report. Motion was defeated and House Bill No. 217 was declared killed.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 218, a Bill for an Act entitled, 'An Act to amend Section XI of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana and relating to the transcribing of records from an old county to a new county,' beg leave to report same back to the House with the recommendation that it do pass." On motion of Hogan, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered One Hundred Two (102) and One Hundred and Fifty-one (151), beg leave to report that the same have been returned correctly printed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment, to whom was referred the following House Bills: No. 21 and 22, beg leave to report the same back to the House as correctly engrossed."

On motion of McMahon, the House adjourned at 4:15 o'clock P. M. until 10:00 o'clock A. M. Wednesday, February 3, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.



## THIRTY-FIRST DAY.

Wednesday, February 3, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock A. M.

Mr. Speaker in the Chair.

Roll called. Quorum present.

Excused: Rundle, Day—2.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirtieth Day and find same to be correct with the exception of the hour of convening, which should be ten o'clock instead of eleven o'clock." On motion of Shott, the report was adopted as read.

## NOTICES OF BILLS.

The following Notices of Bills were given:

By Prosser: A Bill for an Act entitled, "An Act defining fakirs and providing for the punishment of any person who sells goods, wares or merchandise by means of any false representation, trick, device or lottery, or by means of any game of chance, for the purpose of obtaining a greater price than their actual retail price in value upon the market."

By Prosser: A Bill for an Act entitled, "An Act defining false advertising, making the same unlawful and prescribing penalties therefor."

By Prosser: A Bill for an Act entitled, "An Act providing for a lien upon any building, structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz lode, tunnel, city or town lot, farm, railroad, telegraph, telephone, electric light, gas or water works, or plant, for the amount of all supplies, groceries, feed or other necessities furnished to any contractor, boarding house keeper or other person, firm or corporation, to be used upon or while such contractor, boarding house keeper, or other person, firm or corporation, or employer of such contractor, boarding house keeper, firm or corporation is engaged in work upon, or the construction of any building, structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz lode, tunnel, city or town lot, farm, railroad, telegraph, telephone, electric light, gas or water works or plant; providing for the time in which such lien may be filed, the contents of same and the manner in which it may be foreclosed."

By Bompert: A Bill for an Act entitled, "An Act to amend Chapter 122 of the Laws of 1911, being 'An Act providing for a juvenile court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation; defining juvenile delinquent persons, and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians; specifying places for their temporary and permanent detention and the compensation for their care; providing for time and place of trial; providing methods and means to carry the provisions of this Act into effect,' by adding Sections thereto to be known as Sections 29, 30, 31, 32, and 33; providing for the appointment of a State Juvenile Court Matron and deputy, and defining their duties and fixing their compensation."

By Rixon: A Bill for an Act entitled, "An Act to amend Section 3698 of the Revised Codes of the State of Montana, 1907, relating to liability of husband and wife, and repealing all Acts and parts of Acts in conflict therewith."

By Dwyer: A Bill for an Act entitled, "An Act to amend Section 6J32 of the Revised Codes of Montana of 1907, relating to the sale of goods, wares and merchandise in bulk and relating to the verified statement of the vendor as to his creditors and to the application of the money received from such sales and to the invalidity of such sales and providing that money arising from such sales shall be applied to the payment of creditors of the vendor 'pro rata' and not 'share and share alike.'"

By Rixon: A Bill for an Act entitled, "An Act to provide for the admission in evidence of certain affidavits in support of accounts."

By Bennett: A Bill for an Act entitled, "An Act to appropriate money for the purchase of anti-hog Cholera Serum, to be purchased by the Experimental



Station of Montana Agricultural College for the purpose of distribution to any persons so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same shall be handled."

#### REPORTS OF STANDING COMMITTEES.

Lord from the Committee on Equal Suffrage reported as follows:

"Mr. Speaker: We, your Committee on Equal Suffrage, having had under consideration House Bill No. 181, a Bill for an Act entitled, 'An Act to provide for the nomination and election of Senators in the Congress of the United States,' respectfully beg leave to report that the same be referred back to the Committee on Privileges and Elections." On motion of Lord, the report was adopted as read, and the Bill was re-referred to the Committee on Privileges and Elections.

Lord from the Committee on Equal Suffrage reported as follows:

"Mr. Speaker: We, your Committee on Equal Suffrage, having had under consideration House Bill No. 187, a Bill for an Act entitled, 'An Act to amend Section 2 of the Primary Election Law, providing for party nominations,' respectfully beg leave to report that the same be referred back to the Committee on Privileges and Elections." On motion of Lord, the report was adopted as read, and the Bill was referred to the Committee on Privileges and Elections.

Page, Corr, Kiley, Cavitt and Mackel, a majority of the Committee on Mines and Mining reported as follows:

"Mr. Speaker: We, a majority of your Committee on Mines and Mining, to whom was referred House Bill No. 157, a Bill for an Act entitled, 'An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done,' having had the same under consideration, beg leave to report that it be amended as follows:

By striking out in Section 8, the word and figures, 'May 1, 1915,' and inserting in lieu thereof the word and figures 'October 1, 1916,' and as amended recommend that the Bill do pass."

McMahon, Lemmon, Schanck and Booth, a minority of the Committee on Mines and Mining reported as follows:

"Mr. Speaker: We, a minority of your Committee on Mines and Mining, to whom was referred House Bill No. 157, a Bill for an Act entitled, "An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done,' having had the same under consideration, beg leave to report and recommend that further consideration of this measure be indefinitely postponed." Page moved the adoption of the Majority report.

McMahon moved as a substitute therefor the adoption of the Minority report.

The substitute motion of McMahon prevailed.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 168, a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' beg leave to report that, having had same under consideration, we recommend that the Bill be amended as follows:

That the words 'nor any action for libel now pending in any of the courts in the State of Montana,' be inserted after the last word in Section 1 and that as so amended the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, having had under consideration House Bill No. 135, a Bill for an Act entitled, 'An Act providing that in an action to recover damages for injury to the person the court or judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such action,' do hereby recommend that the same do not pass, and we further recommend that Substitute for House Bill No. 135, introduced by Day, being a Bill for an Act entitled, 'An Act providing that in an action to recover damages for injury to the person the court or judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such action,' do pass." On motion

of Anderson, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 128, a Bill for an Act entitled, 'An Act to provide for a stay of execution, for the period of one year, in cases of foreclosure of mortgages upon real property, and the redemption of such property by the owner or redemptioner thereof,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 184, a Bill for an Act entitled, 'An Act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and repeal Sections 1, 2, 3, and 4 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and repealing Section 5212 of the Revised Codes of 1907, and the amendment thereto by Chapter 36, Section 5212 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Johnson from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having considered House Bill No. 191, being a Bill for an Act entitled, 'An Act to regulate the practice of pharmacy and regulating the manufacture and sale of drugs and medicines in the State of Montana, and providing penalties for the violation of this Act,' recommend that the Bill do pass."

Also, House Bill No. 202, being a Bill for an Act entitled, "An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions," recommend that the Bill do pass.

Also, House Bill No. 203, being a Bill for an Act entitled, 'An Act providing for a lien upon all saw logs, spars, piles, cord wood and lumber for the amount of all supplies, groceries, feed or other necessities furnished to any contractors, boarding house keeper or other person, firm or corporation to be used upon or while such contractor, boarding house keeper or other person, firm or corporation or employer of such contractor, boarding house keeper or other person, firm or corporation is engaged in obtaining, securing, cutting or manufacturing saw logs, spars, piles, cord wood, ties or lumber; providing for the time in which such lien may be filed for record; providing for the contents of the same and the manner in which it shall be filed; providing for the manner in which it may be foreclosed and also for an attorney's fee in the event of foreclosure,' recommend that the Bill do pass." On motion of Johnson, the report was adopted as read and House Bills 191, 202 and 203 were referred to the Printing Committee.

#### COMMUNICATIONS.

The following communication was received and read:

"The Ladies Auxiliary and the Sisters of the House of Good Shepherd will be at home to the Members of the Legislature and their ladies, every Wednesday and Sunday from 2:00 to 5:00 P. M. during the remainder of the Session."

#### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 233, by Judiciary Committee: A Bill for an Act entitled, "An Act providing that in an action to recover damages for injury to the person, the court or judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such action." (Substitute for House Bill No. 135.)

House Bill No. 234, by Rixon: A Bill for an Act entitled, "An Act to amend Section 3176 of the Revised Codes of the State of Montana, 1907, relating to fees of a Justice of the Peace."

House Bill No. 235, by Coburn: A Bill for an Act entitled, "An Act to

amend Section 6312 Revised Codes of 1907 relative to the holding of court in counties where a session of Court is not or cannot be held by a judge thereof or in any county where the business of the court is not or cannot be dispatched with reasonable promptness and providing that the governor may, upon application of any interested person, require some district judge to hold court in said county for such time as may be specified in the order."

House Bill No. 236, by Smith: A Bill for an Act entitled, "An Act to amend Section 7631 of the Revised Codes of Montana of 1907, relating to allowances for expenses and the compensation of executors and administrators and to prescribe the compensation of their attorneys."

House Bill No. 237, by Harmon: A Bill for an Act entitled, "An Act to amend Section 1 of Chapter 109 of Montana Session Laws of 1913 relating to authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the county treasury for the purpose of paying part salary and expenses of a county Agricultural Instructor."

House Bill No. 238, by Hayes: A Bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the laws of the Eleventh Session of the Legislative Assembly of Montana."

House Bill No. 239, by Guinn (by request): A Bill for an Act entitled: "An Act changing the boundary lines between the County of Rosebud and the County of Big Horn and annexing certain territory from the County of Rosebud to the County of Big Horn."

House Joint Memorial No. 6, by Hills: A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress assembled, requesting the passage of House Bill No. 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of forestry students in Collegiate Institutions that are or may be aided by States in which are Federal Forest Reserves."

#### READING OF HOUSE BILLS.

House Bill No. 233, Substitute for House Bill No. 135, read first and second time at length and referred to the Committee on Printing.

House Bill No. 234 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 235 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 236 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 237 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 238 read first and second time by title only and referred to the Committee on Fairs and Expositions.

House Bill No. 239 read first and second time by title only and referred to the Committee on Townships and Counties.

House Joint Memorial No. 6 read first and second time by title only and referred to the Committee on Conservation of Resources.

Hayes moved that House Bill No. 238 be referred to the Committee on Public Morals, Charities and Reforms, instead of the Committee on Fairs and Expositions. Seconded by Corr. Motion lost.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 23, introduced by Dwyer, a Bill for an Act entitled, 'An Act providing for the number of deputies allowed by all County Attorneys in Counties of the first class, and fixing the amount of their salaries,' having been read three several times and concurred in, is herewith returned.

Also Joint House Resolution No. 1, introduced by Guinn, 'A Resolution



memorializing Congress for the building of one steel bridge jointly with the County of Big Horn across the Big Horn river on the Crow Indian Reservation; having been read three several times and concurred in, is herewith returned.

Also House Joint Memorial No. 1, by Dwight N. Mason and C. M. Mansur, addressed to the Honorable Senate and the House of Representatives of the United States in Congress assembled, having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills have this day been given:

By Larson: An Act to amend Section 8783 of the Revised Codes of 1907, as amended by Chapter 81, Section 2 of the Session Laws of 1909, relating to the protection of certain wild animals, repealing all laws in conflict therewith and providing a penalty for violation thereof.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred House Bill No. 51, introduced by Mansur, being a Bill for an Act entitled, 'An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States,' today report said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 62, introduced by Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 63, introduced by Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating Fifteen and 40/100 (\$15.40) Dollars in payment of the claim of the State Publishing Company against the Department of the Coal Mine Inspector,' today report said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 75, introduced by Wells, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim against the State of Montana of Maurice S. Weiss and Zeb Melhorn of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building in Helena, Montana,' today report said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 78, introduced by Wells, being a Bill for an Act entitled, 'An Act to amend Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana.'

Also House Joint Memorial No. 2, introduced by Cavitt, being a Petition to Congress to enact Legislation validating all Desert Land Claims made prior to March 23, 1914, today report said Petition with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures, to whom was referred Senate Bill 89, by Stevens, being a Bill for an Act entitled, 'An Act relating to Grain Elevators, Grain Warehouses, and places where grain is stored; establishing a State Grain Inspection Department and a Grain Grading Commission; providing for the appointment of a Chief Grain Inspector, his deputies and other employees; prescribing their duties and powers, and fixing their salaries and terms of offices; establishing licenses for conducting the business of Public Warehousemen, Grain Dealers or Track Buyers; fixing the fees for inspection and weighing grain under the terms of this Act; substituting this Act for Chapter 47 of the Laws of the Thirteenth Legislative As-



sembly, and repealing said Chapter 47, but continuing the validity of the appointment of officers, bonds executed and licenses issued thereunder,' today reported said Bill with the recommendation that it pass with the following amendments:

Amend Section 13 by striking out the words 'and shall be deducted in making settlements with the owners,' after the word 'consignees.'

Amend Section 14 by striking out the words 'The Common carriers shall have the right to retain five per cent of all such fees paid by them to the department for their services in collecting the same.'

Amend Section 31 by striking out the entire section and substituting the following:

'Section 31. It shall be the duty of each public warehouse to issue to the owner of the grain or to his order, a storage receipt for each lot of grain received into store by him. Storage receipts shall be consecutively numbered in such manner that no two receipts bearing the same number shall be issued from one warehouse in the same year, except in the case of a lost or destroyed receipt, when a duplicate may be issued bearing the same date and number as the original, and plainly marked 'duplicate.' Each storage receipt shall bear date corresponding with the date of the receipt of the grain for storage; shall show on its face the kind and grade of grain received, and that it has been stored with grain of the same grade and kind; shall bear the name of the concern issuing it, and the place of issue (with headquarters or main office, if elsewhere); the name of the person grading and weighing the grain; the weight in pounds, gross, tare and net; the gross bushels; the dockage (if any) and the net bushels, and that a similar grade and quantity of grain shall be deliverable upon the return of the storage receipt endorsed by the person to whose order it was issued, and the payment of the proper charges for storage and handling. Storage receipts shall indicate that stored grain is insured for the benefit of the owner, and shall show the rates of storage provided for in this Act. Storage receipts must be in such form as may be prescribed by the Chief Grain Inspector. No public Warehouseman shall insert in any storage receipt, any language limiting or modifying his liabilities or responsibilities as imposed by law.'

Amend Section 38 by inserting after the words 'contained of grain' in line 8 the words 'or who shall take more dockage on any lot of grain than the amount that exactly exists in such lot of grain, or who shall take dockage on any other grains than those on which dockage is taken at the terminal markets in the State of Minnesota.'

Amend Section 41 by striking out after the word 'grain' in line 2, the words 'except flax' and striking out after the word 'bushel' in the third line, the words 'and flax for two cents per bushel.'

Amend Section 43 by inserting after the words 'not less than' in line 6 the words 'one hundred' and after the words 'not more than' in line 6, the words 'five hundred.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly carried, Senate Bill No. 7 was segregated from report of Committee of Whole and re-referred to the Judiciary Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 1, by Whiteside, being a Bill for an Act entitled, 'An Act to create a Department of Farm Loans and provide for the issuance of Farm Loan Bonds; to facilitate the investment of savings in such bonds; to designate the State Treasurer as Commissioner of Farm Loans, and to appropriate money for the use of said Department,' today reported said Bill with the recommendation that it do pass as amended. Report adopted. Bill referred to the Printing Committee.

Also Senate Bill No. 7, by Whiteside, being a Bill for an Act entitled, 'An Act to promote the distribution of improved seed grain by authorizing the County Commissioners in any county to purchase seed grain and distribute the same among residents of the county, today reported said Bill with the recommendation that it do not pass. Report adopted.

Also Senate Bill No. 32, by Meadors, being a Bill for an Act entitled 'An Act to provide for the transfer and classification of the capital stock, election of directors and the filling of vacancies on the Board of Directors of the Water Users' Association, organized under the laws of the United States, the Laws of the State of Montana, and the Reclamation Act of June 17th, 1902,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 33, by Larsen, being a Bill for an Act entitled, 'An Act relating to the indebtedness of Irrigation Districts,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Also Senate Bill No. 38, by Annin, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana, of an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof,' today reported said Bill with the recommendation that it do pass with the following amendments:

Amend Section 1 by striking out in line 6 the words 'under any pretense' and inserting in lieu thereof the words 'for any purpose except as hereinafter expressly permitted.'

Amend Section 1 by inserting after the word 'sacramental' in the 24th line the words 'lodge ceremonies.'

Amend Section 1, by adding after the word 'to' in line 14 the following words, 'wine for sacramental purposes, to pure alcohol for scientific purposes or to.'

Amend Section 4 in line 25 by striking out the figures '1919' and substituting therefor the figures '1918.'

Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 53, by Byrnes, being a Bill for an Act entitled, 'An Act relating to compensation of attorneys for services in an action for the injury to or death of a person, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 57, by McCone, being a Bill for an Act entitled, 'An Act designating a day to be known as Good Roads Day,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Substitute for Senate Bill No. 61, by Larson, being a Bill for an Act entitled, 'An Act to amend Section 1791 of the Revised Codes of 1907, relating to marks and brands and making a recorded brand prima facie evidence of ownership,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 65, by Stevens, being a Bill for an Act entitled, 'An Act prohibiting pooling in buying, selling or handling grain, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 69, by McCone, being a Bill for an Act entitled, 'An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the counties of Fallon and Custer and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, terms and compensation of the Judge of said Sixteenth Judicial District,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 71, by Burlingame, being a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' today reported said Bill with the recommendation that it be referred to the Judiciary Committee. Report adopted.

Also Senate Bill No. 72, by Muffly, being a Bill for an Act entitled, 'An Act to amend Chapter 2 of Part IV of Title II of the Revised Codes of 1907 relating to Boards of County Commissioners, by adding a new section numbered 2897A; providing a penalty for the violation of Section 2897 thereof,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 73, by Burlingame, being an Act to amend sub-division 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon corporations,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 2, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second times and referred to the following Committees:

Senate Bill No. 103, by Minor, 'An Act making it unlawful for any person or persons to have in their possession or under their control seines, nets or similar devices for capturing fish, with certain exceptions thereto, providing a penalty for violations thereof and repealing all Acts and parts of Acts in conflict therewith,' referred to the Committee on Fish and Game.

Also Senate Bill No. 104, by Burlingame, 'An Act to amend Section 2973 of the Revised Codes of the State of Montana of 1907, having to do with the classification of counties,' referred to the Committee on Counties, Towns and Municipal Corporations.

Also Senate Bill No. 105, by Stevens, 'An Act to regulate the issuance of Bonds for Public Warehousemen in accordance with the provisions of the Laws of Montana in relation thereto and providing penalties in relation thereto,' referred to the Committee on Judiciary.

Also Senate Bill No. 106, by Stevens, 'An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the Counties of Valley and Sheridan; to change the boundaries of the Twelfth Judicial District of the said State of Montana to conform thereto and to provide for the designation, powers, duties, term and compensation of the judge of the said Seventeenth Judicial District,' referred to the Committee on Judicial Districts.

Also Senate Bill No. 107, by Muffly, 'An Act to regulate the business of making and compiling Abstracts of Title to real estate and to require a bond to be given by all persons, firms or corporations engaging in such business and to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in such vocation, and providing penalties for the violation thereof,' referred to the Committee on Judiciary.

Also Senate Bill No. 108, by Byrnes, 'An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the father and mother to the care, custody and services of legitimate unmarried minor children,' referred to the Committee on Judiciary.

Also Senate Bill No. 109, by Junod, 'An Act to provide for the payment of retirement salaries to public school teachers of this state; creating a Public School Teachers' Retirement salary fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds and for the making of appropriations for the uses of such funds,' referred to the Committee on Education.

Also, Senate Bill No. 110, by Asbridge, 'An Act to amend Section two of the law Initiated and passed by the people of Montana at the General Election of November, 1912 and printed on page 570 of the Session Laws of the Thirteenth Regular Session to the end that the time for holding primary elections shall be June instead of August,' referred to the Committee on Judiciary.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"February 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notice was this day given as follows:



By Abbott: 'A Bill for an Act amending Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911 as amended by Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913, providing for the creation, organization and classification of new counties, for locating county seats; for the election and appointment of officers, and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof.'

Respectfully

NATHAN GODFREY, Secretary of the Senate."

On motion of Wells, Mr. Speaker reverted to order of business.

### NOTICES OF BILLS.

The following notices of bills were given:

By Johnson: A Bill for an Act entitled, "An Act creating the office of State Horticulturist, defining his duties and powers; providing for the appointment of Inspectors; defining their powers and duties; providing for the inspection of nursery stock, fruit trees, ornamental trees, shrubbery, plants, cuttings, grafts, buds, scions, seeds, pits, vines and all horticultural and agricultural plants and plant products; providing for disinfection of fruit, etc.; providing for the destruction of disinfected fruit, etc.; providing a lien against the property whereon same is grown, and providing for a right of action for all expenses incident thereto, providing salaries for those enjoined to perform the provisions of this Act, providing for their removal from office, to provide for the appropriation of money to pay the necessary expenses of the conduct of the office of State Horticulturist and repealing all Acts in conflict therewith."

By Committee on Livestock and Public Ranges: A Bill for an Act entitled, "An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana."

By Committee on Livestock and Public Ranges: A Bill for an Act entitled, "An Act to amend Section 1904 of the Revised Codes of Montana of 1907 as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly."

By Committee on Livestock and Public Ranges: A Bill for an Act entitled, "An Act directing the levying of a tax on livestock for the purpose of aiding in the payment of salaries and expenses of the Board of Stock Commissioners, the Board of Sheep Commissioners and the Livestock Sanitary Board and for the payment of indemnity for animals slaughtered and of expenses in investigating and suppressing diseases and for the payment of bounties on wild animals and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly, relating to the levying of a tax for the payment of bounties, stock inspection and indemnity purposes."

By Johnson: A Bill for an Act entitled, "An Act to amend Section 6 of Chapter 113 of the Session Laws of 1913, being an Act entitled, 'An Act to create and establish a standard size apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing for a penalty for the violation of this Act.'"

### THIRD READING OF HOUSE BILLS.

House Bill No. 153 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Collins, Corwin, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—77.

Noes: None.

Absent and not voting: Choiniere, Corr, Guinn, Hogan, Marsh, Phillips, Searles.—7.



Excused: Baldwin, Crismas, Day, Eliel, Hall, McNally, Rundle, Stone, Willis.—9.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 129, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Burns, Carpenter, Cariher, Coburn, Collins, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanagan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mason, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker.—75.

Noes: Anderson, Burnett, Cavitt, Einsel, Guinn, Kiley, Mansur, Minnick, Page, Wells.—10.

Absent and not voting: Choiniere, Corr, Franklin, McNally, Marsh, Stone.—6.

Excused: Day, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Crismas, House Bill No. 134 was re-referred to the Committee on Horticulture.

Mr. Speaker at this time announced that he was about to sign Senate Joint Resolution No. 1, and thereupon proceeded to sign the same in open session.

House Bill No. 148 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanagan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker.—80.

Noes: None.

Absent and not voting: Bent, Booth, Burnett, Choiniere, Healey, Lemmon, Lord, McDonald of Teton, Scott, Stone, Wells.—11.

Excused: Day, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 14 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Burns, Carpenter, Cariher, Coburn, Corr, Corwin, Dwyer, Easton, Einsel, Flanagan, Fousek, Franklin, Gallagher, Gladden, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Johnson, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moore, Morris, Ostle, Prosser, Schanck, Searles, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wilde, Willis.—52.

Noes: Baxter, Bent, Bompert, Burnett, Cavitt, Choiniere, Collins, Crismas, Doner, Eliel, Fishbaugh, Foltz, Graybeal, Guinn, Hall, Harmon, Hogan, Kelly, McNally, Marsh, Moe, Nutting, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schmidt, Shott, Sedgwick, Wells, Mr. Speaker.—35.

Absent and not voting: Booth, Healey, Scott, Stone.—4.

Excused: Day, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead the House recessed until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.\*

Easton moved that the House revert to order of business. Introduction of bills. Motion was lost.

## REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 23, House Joint Memorial No. 1 and Joint House Resolution No. 1, beg leave to report the same back to the House as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Joint Memorial No. 1, House Joint Resolution No. 1 and House Bill No. 23 and thereupon proceeded to sign the same in open session.

## THIRD READING OF HOUSE BILLS.

House Bill No. 21 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariber, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Macdonald of Flathead, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker.—82.

Noes: Bechtel, Mackel, Page.—3.

Absent and not voting: Baldwin, Doner, McMahon, Mansur, Wells.—5.

Excused: Day, Rundle, Stone.—3.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 22 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bent, Bompert, Booth, Burnett, Carpenter, Cariber, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wallin, Wilde, Mr. Speaker.—73.

Noes: Bechtel, Burns, Graybeal, Guinn, McCarthy, Mackel, Mansur, Marsh, Page, Rainey, Shrump, Willis.—12.

Absent and not voting: Easton, Phillips, Vidal, Wells, Baldwin.—5.

Excused: Day, Stone, Rundle.—3.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Anderson, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

## GENERAL ORDERS.

Lusk in the Chair.

House resumed.

Mr. Speaker in the Chair.

Lusk from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 144, a Bill for an Act entitled, 'An Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana and fixing the fees to be paid into the fund known in the law as the "State Examiners' Fund" by cities, towns and school districts,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be changed from its place on General Orders to a position immediately following House Bill No. 143.

Also House Bill No. 106, a Bill for an Act entitled: 'An Act to provide a method of voting at General and Primary Elections by electors absent or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 17, a Bill for an Act entitled, 'An Act authorizing city and town councils to buy or condemn real estate, whether inside or outside of the corporate limits of the city or town, for park purposes and to issue bonds of the city or town for the purpose of paying for and improving such parks,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 18, a Bill for an Act entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 85, a Bill for an Act entitled, 'An Act to regulate the sales of livestock on commission, to provide for the bonding of livestock commission houses and sale yards, and providing for violation,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom."

On motion of Lusk the report was adopted as read.

On motion of Macdonald of Flathead, the House at the hour of 4:00 o'clock p. m. adjourned until 10:00 o'clock a. m., Thursday, February 4, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## THIRTY-SECOND DAY.

Thursday, February 4, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Doner.—1.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-first day and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following notices of bills were given:

By Hayes: A Bill for an Act entitled, "An Act to repeal Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of 1909, entitled, 'An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game and Fish Warden to create additional game and fish districts and to appoint additional special deputy game and fish wardens,' approved March 5, 1909; to repeal Chapter 28 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint a Chief Deputy and defining his powers and duties, and amending Section 1968, Revised Codes of the State of Montana of 1907, relating to the compensation of Deputy Game and Fish Wardens,' approved February 16th, 1911, and to repeal Chapter 63 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation and authorizing the State Game and Fish Wardens to employ an additional clerk, and fixing the salary thereof, and providing the manner in which the same shall be paid,' approved March 2nd, 1911."

By Mansur: A Bill for an Act entitled, "An Act providing that female persons of certain age, who are registered voters, shall be liable for poll tax and for poor tax and providing for the collection thereof; the receipt therefor, and the disposition to be made of all funds received therefrom."

## REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February third at 2:15 p. m. to His Excellency the Governor, House Bill No. 23, for his approval."

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February third at 2:15 p. m. to His Excellency, the Governor, House Joint Memorial No. 1 and duplicate, for his approval."

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February third at 11:25 a. m. to His Excellency, the Governor, House Bill No. 87, and duplicate, for his approval."

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February third at 11:25 a. m. to His Excellency, the Governor, House Bill No. 88, and duplicate, for his approval."

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 163, being a Bill for an Act entitled, 'An Act repealing Section 2091, Chapter XVI, of the Revised Codes of the State of Montana, relating to the trespassing of livestock,' having had same under consideration, report the bill back with the recommendation that it do pass as amended by substituting the following title: 'A Bill for an Act entitled, "An Act repealing Section 2091, Chapter XVI, of the Revised Codes of the State of Montana, relating to the retaining of trespassing livestock".'"

On motion of Wells, the report was adopted as read and the bill was referred to the Printing Committee.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 229, being a Bill for an Act entitled, 'An Act to prevent livestock running at large within one mile of the corporate limits of any city of the first, second or third class, providing penalty therefor, and repealing all Acts and parts of Acts in conflict therewith,' having had the same under consideration, report the bill back with the recommendation that it do not pass."

On motion of Wells, the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered One Hundred Sixty-one (161) and One Hundred Seventy-five (175), beg leave to report that the same have been returned correctly printed."

Burnett from the Committee on State Lands reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred Senate Bill No. 12, being a Bill for an Act entitled, 'An Act directing the State Board of Land Commissioners to permit counties, or subdivisions thereof, road districts, and other persons desiring to construct public roads or highways, to have the free right to remove or use all timber, stone, dirt, and gravel from the Public Lands owned, controlled and held by the State of Montana,' beg leave to report the same back to the House with the recommendation that the same be concurred in."

On motion of Burnett, the report was adopted as read and the Bill was placed on General File.

Burnett from the Committee on State Lands reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred House Joint Memorial No. 5, entitled, 'A Memorial petitioning Congress to take steps to reduce the appraised valuation of lands on the Fort Peck Indian Reservation,' beg leave to report the same back to the House with the recommendation that the same be referred to the Committee on Federal Relations." On motion of Burnett, the report was adopted as read and the Bill was referred to the Committee on Federal Relations.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 405, being a Bill for an Act entitled, 'An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of 1911, relating to the appointment of probation officers in Judicial Districts, specifications of their duties, and providing for their compensation,' having had the same under



due consideration, beg leave to report same back with the recommendation that the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was restored to its place on General File.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 214, being a Bill for an Act entitled, 'An Act to amend Section 9 of Chapter 86 of the Session Laws of the Thirteenth Session relating to Chattel Mortgages,' having had the same under due consideration, beg leave to report same back with the recommendation that it be indefinitely postponed, for the reason that notice has been given that a Bill will be introduced in the Senate tomorrow which covers all the provisions of House Bill No. 214, together with other matters." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 219, being a Bill for an Act entitled, 'An Act to amend sub-section 7 of Section 6825 of the Revised Codes of Montana, 1907, relating to the exemption of earnings of families and repealing Chapter 48 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Chapter related to the exemption of earnings for personal services of judgment debtors who are heads of families,' having had the same under due consideration, beg leave to report the same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 138, being a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Valley and Sheridan; to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Hill and Blaine, and the County of Phillips, if the same shall hereafter be created; to recreate the Twelfth Judicial District of the State of Montana, to be composed of the Counties of Chouteau and Toole; to change the boundaries of the Eighth and Twelfth Judicial District, respectively to conform thereto; to provide for the assignment of the now presiding Judge of said Twelfth Judicial District to the Twelfth and Fifteenth Judicial Districts, respectively; and to provide for an additional Judge for said Sixteenth Judicial District, as hereby created,' having had the same under due consideration, beg leave to report same back with the recommendation that the Bill do not pass." On motion of Dwyer, the report was adopted as read.

Guinn from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred Senate Joint Memorial No. 2, relating to the opening of the Crow Indian Reservation, after having had the same under due consideration, hereby beg leave to report that the same be returned to the House with the recommendation that the same do pass."

On motion of Guinn, the report was adopted as read and the Bill was referred to the General File.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered One Hundred Nineteen (119), One Hundred Thirty (130), One Hundred Sixty (160), Two Hundred Six (206) and Two Hundred Seven (207), beg leave to report that the same have been returned correctly printed."

Bompert from the Committee on Dairying reported as follows:

"Mr. Speaker: We, your Committee on Dairying, having had under consideration Senate Bill No. 40, being a Bill for an Act entitled, 'An Act regulating the sale of imported meats, lard and dairy products within the State of Montana,' respectfully beg leave to report that the same be concurred in."

On motion of Bompert, the report was adopted as read and the Bill was placed on General File.

#### INTRODUCTION OF BILLS.

The following Bills were introduced. The Bill by Searles and the Bill by Phillips were placed on file without previous notice, by unanimous consent:

By Annin: Senate Bill No. 38, a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof."

By Committee on Railroads and Transportation: Sub. for S. B. No. 18, a Bill for an Act to amend Section One of Chapter Sixty-three of the Acts of the Thirteenth Legislative Assembly, approved March 8, 1913, relating to inspection of steamboats, ferry boats, and the control of navigation."

By Meadors: Senate Bill No. 32, a Bill for an Act entitled, "An Act to provide for the transfer and classification of the capital stock, election of Directors and the filling of vacancies on the Board of Directors of the Water Users' Association, organized under the Laws of the United States, the Laws of the State of Montana, and the reclamation Act of June 17th, 1902."

By Kinney: Senate Bill No. 48, a Bill for an Act entitled, "An Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to removal of Civil Officers otherwise than by impeachment."

By Larsen: Senate Bill No. 33, a Bill for an Act entitled, "An Act relating to the indebtedness of Irrigation Districts."

House Bill No. 240, by Committee on Livestock and Public Ranges: A Bill for an Act entitled, "An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana."

House Bill No. 241, by Committee on Livestock and Public Ranges: A Bill for an Act entitled, "An Act to amend Section 1904 of the Revised Codes of Montana of 1907 as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly."

House Bill No. 242, by Committee on Livestock and Public Ranges: A Bill for an Act entitled, "An Act directing the levying of a tax on livestock for the purpose of aiding in the payment of salaries and expenses of the Board of Stock Commissioners, the Board of Sheep Commissioners and the Livestock Sanitary Board and for the payment of indemnity for animals slaughtered and of expenses in investigating and suppressing diseases and for the payment of bounties on wild animals and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly, relating to the levying of a tax for the payment of bounties, stock inspection and indemnity purposes."

House Bill No. 243, by Burnett: A Bill for an Act entitled, "An Act to appropriate money for the purchase of anti-hog Cholera Serum, to be purchased by the Experimental Station of Montana Agricultural College for the purpose of distribution to any persons so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same shall be handled."

House Bill No. 244, by Searles: A Bill for an Act entitled, "An Act to provide for the construction of a fish hatchery, for the propagation of food fish and other fish, in Mineral County, Montana, and to appropriate money therefor."

House Bill No. 245, by Judiciary Committee: A Bill for an Act entitled, "An Act to amend Section 6132 of the Revised Codes of Montana of 1907, relating to the sale of goods, wares and merchandise in bulk and relating to the verified statement of the vendor as to his creditors and to the application of the money received from such sales and to the invalidity of such sales and providing that money arising from such sales shall be applied to the payment of creditors of the vendor, 'pro rata' and not 'share and share alike'."

House Bill No. 246, by Rixon: A Bill for an Act entitled, "An Act to provide for the admission in evidence of certain Affidavits in support of Accounts."

House Bill No. 247, by Rixon: A Bill for an Act entitled, "An Act to amend Section 3698 of the Revised Codes of the State of Montana, 1907, relating to liability of husband and wife, and repealing all Acts and parts of Acts in conflict therewith."

House Bill No. 248, by Scott: A Bill for an Act entitled, "An Act to provide for electors when registering, to declare their political affiliations, restricting their rights to vote at primary elections to their party ticket so declared,

providing for separate official ballots for each political party, for sample ballots, for distribution of the same, and repealing sections twenty and twenty-one of initiated Bill entitled, 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,' and adopted at the general election in November, 1912."

House Bill No. 249, by Prosser: A Bill for an Act entitled, "An Act defining fakirs and providing for the punishment of any person who sells goods, wares or merchandise by means of any false representation, trick, device, or lottery, or by means of any game of chance, for the purpose of obtaining a greater price therefor than their actual retail price in value upon the market."

House Bill No. 250, by Prosser: A Bill for an Act entitled, "An Act defining false advertising, making the same unlawful, and prescribing penalties therefor."

House Bill No. 251, by Prosser: A Bill for an Act entitled, "An Act providing for a lien upon any building, structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz lode, tunnel, City or Town lot, farm, railroad, telegraph, telephone, electric light, gas or water works, or plant, for the amount of all supplies, groceries, feed or other necessities furnished to any contractor, boarding house keeper or other person, firm or corporation, to be used upon or while such contractor, boarding house keeper or other person, firm or corporation, or employer of such contractor, boarding house keeper, firm or corporation is engaged in work upon, or the construction of any building, structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz lode, tunnel, City or Town lot, farm, railroad, telegraph, telephone, electric light, gas or water works or plant, providing for the time in which such lien may be filed, the contents of the same and the manner in which it may be foreclosed."

House Bill No. 252, by Day: A Bill for an Act entitled, "An Act providing for the issuance of guarantees and policies of insurance affecting title to real estate, and guarantying or insuring owners of real or personal property, or others interested therein, or having liens or encumbrances thereon, against loss by reason of defective title, encumbrances, or adverse claims of title, or otherwise, and authorizing certain title insurance companies to do a trust business."

House Bill No. 253, by Bompert (by request): A Bill for an Act entitled, "An Act to amend Chapter 122 of the Laws of 1911, being 'An Act providing for a juvenile court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation; defining juvenile delinquent persons, and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians; specifying places for their temporary and permanent detention and the compensation for their care; providing for time and place of trial; providing methods and means to carry the provisions of this Act into effect,' by adding sections thereto to be known as Sections 29, 30, 31, 32 and 33; providing for the appointment of a State Juvenile Court Matron and deputy, and defining their duties and fixing their compensation."

House Bill No. 254, by Phillips: A Bill for an Act entitled, "An Act to provide a penalty for the non-performance of the duties of County Assessors; as provided in Section 2509 of the Revised Codes of Montana, 1907."

House Bill No. 255, by Harmon: A Bill for an Act entitled, "An Act to provide for the organization of consolidated School Districts."

House Bill No. 256, by Easton: A Bill for an Act entitled, "An Act appropriating Seven Hundred Seventy-one and 89/100 Dollars (\$771.89) out of the State Insane Asylum Bond Fund as a refund to Sheridan County of money erroneously collected during the year 1913 for the State Bond Fund and remitted to the State Treasurer and erroneously placed in the State Insane Asylum Bond Fund."

House Bill No. 257, by Easton: A Bill for an Act entitled, "An Act to provide that in all civil actions before Justices of the Peace, certain allegations shall be taken as true unless denied by the affidavit of the opposite party."

House Bill No. 258, by Page: A Bill for an Act entitled, "An Act to provide for the letting of contracts for county printing and printed supplies to the several counties throughout the State and to repeal Section 2879 of the Revised Codes of Montana of 1907."



## READING OF SENATE BILLS.

Senate Bill No. 38 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 18 read first and second time by title only and referred to the Committee on Railroads and Transportation.

Senate Bill No. 32 read first and second time by title only and referred to the Committee on Irrigation and Water Rights.

Senate Bill No. 48 read first and second time by title only and referred to the Committee on State Boards and Officers.

Senate Bill No. 33 read first and second time by title only and referred to the Committee on Irrigation and Water Rights.

## READING OF HOUSE BILLS.

House Bill No. 240 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 241 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 242 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 243 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 244 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 245 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 246 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 247 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 248 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 249 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 250 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 251 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 252 read first and second time by title only and referred to the Committee on Insurance.

House Bill No. 253 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 254 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 255 read first and second time by title only and referred to the Committee on Education.

House Bill No. 256 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 257 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 258 read first and second time by title only and referred to the Committee on Development and Publicity.

Higgins moved that House Bill No. 106 be reconsidered and that it be re-committed to the Judiciary Committee. Motion carried.

## MESSAGES FROM THE GOVERNOR.

The following message was received from the Governor:

"Executive Office, Helena, Montana, February 3, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

House Joint Memorial No. 1, 'Addressed to the Honorable Senate and the House of Representatives of the United States in Congress Assembled.'



House Bill No. 23, 'An Act providing for the number of deputies allowed all County Attorneys in Counties of the first class, and fixing the amount of their salaries.'

House Bill No. 87, 'An Act to amend Section 6293, Revised Codes of 1907, authorizing Courts of record to make rules for their government and the government of its officers,' etc.

House Bill No. 88, 'An Act to amend Section 6278, Revised Codes of 1907, relating to the number of terms or sessions of court, which may be held in a District having more than one Judge,' etc.

S. V. STEWART, Governor."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence.

Substitute Senate Bill No. 18, by Committee on Railroads and Transportation, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 63 of the Acts of the Thirteenth Legislative Assembly, approved March 8, 1913, relating to inspection of steamboats, ferry boats, and the control of navigation;'

Senate Bill No. 32, by Meadors, being a Bill for an Act entitled, 'An Act for the transfer and classification of the capital stock; election of Directors and the filling of vacancies on the Board of Directors of the Water Users' Association, organized under the Laws of the United States, the Laws of the State of Montana, and the Reclamation Act of June 17th, 1902;'

Senate Bill No. 33, by Larson, being a Bill for an Act entitled, 'An Act relating to Indebtedness of Irrigation Districts;'

Senate Bill No. 48, by Kinney, being a Bill for an Act entitled, 'An Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to the removal of civil officers otherwise than by impeachment.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 38, introduced by Annin, being a Bill entitled, 'An Act for the submission to the qualified electors of the State of Montana, an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine, or intoxicating liquors, in the State of Montana, and prescribing a penalty for the violation thereof,' having been read three several times and passed, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session House Bill No. 23 and House Joint Memorial No. 1.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Joint Resolution No. 1, entitled, 'A Resolution providing for the appointment of a Joint Committee for the purpose of making suggestions and of preparing such amendments as may be deemed necessary to the several Initiative Measures heretofore adopted by the people of the State of Montana,' today reported that same had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notice was given this day:

By Annin: 'An Act to fix the salaries of Superintendents of Common Schools in Counties of the Seventh and Eighth class at the sum of Twelve Hundred Dollars per annum.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 66, today reported that said Bill had been correctly printed with the following corrections:

In line 4, insert the letter 'a' between the words 'Seat County,' and in line 37 insert the word 'of' between the words 'years practical.' In line 57, insert the word 'a' between the words 'file bond.'

Said Committee also reported that Senate Joint Memorial has also been correctly printed. Report adopted.

Said Committee also having had under consideration Senate Bill No. 79, by Kane, being a Bill for an Act entitled, 'An Act to amend Section 2897 of the Revised Codes of Montana of 1907, relating to the manner of awarding contracts for County Printing by the Board of County Commissioners,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 75, by Wells, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim against the State of Montana of Maurice Weiss and Zeb Melhorn of Helena, Montana, for furniture and materials furnished the State in connection with the equipment and maintenance of the restaurant at the State Capitol Building in Helena, Montana;'

Also House Bill No. 62, by Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry;'

Also House Bill No. 63, by the Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating Fifteen and 40/100 Dollars in payment of the claim of the State Publishing Company against the Department of the Coal Mine Inspector;'

Also House Joint Memorial No. 2, by Cavitt, being a 'Petition to Congress to enact Legislation validating all desert claims made prior to March 23, 1914;' having been read three several times and concurred in, are herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 92, by Brower, being a Bill for an Act entitled, 'An Act to regulate the exchange of business between telephone lines; declaring such lines to be common carriers, and fixing penalties for violation of this Act,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 51, by Hogan, being a Bill for an Act entitled, 'An Act providing for the creation of a Police Pension Fund Law in cities of the first and second class; providing for a Police Pension Board, and prescribing the duty of said Board with reference to the care and distribution of said funds,' today reported said bill with the recommendation that it do pass, with the following amendment: On Page 5, insert after the word 'department' the words 'for a period of one year.'

Also House Bill No. 84, by Gallagher, being a Bill for an Act entitled, 'An

Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the sheriff of each county to visit in January and July of each year, every place within his county required by law to have a liquor license; to ascertain if the License Law is being violated; to inspect and list licenses and report to the Board of County Commissioners,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 100, being a Bill for an Act entitled, 'An Act to define criminal trespass in certain cases, and provide the punishment and civil liability thereof,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read the first and second time in the Senate and referred to the following Committees:

House Bill No. 66, introduced by Appropriation Committee, being a Bill for an Act entitled, 'An Act appropriating Fifty-seven and 12/100 Dollars to the estate of Nathan Herrman for refund on account of over payment of inheritance tax paid July 19, 1913.' Committee on Finance and Claims.

Also House Bill No. 126, introduced by Day, being a Bill for an Act entitled, 'An Act to amend Section 2081 of the Revised Codes of Montana, providing for the establishment of fire limits in any unincorporated city or town, and for the levy of taxes therein for fire purposes, and the disbursement thereof.' Committee on Counties, Towns and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 82, today reported that said bill had been correctly printed.

Also Senate Bill No. 74 was correctly printed with the following corrections: In line 11, pluralize the word 'provision.' Line 41, change the word 'agriculture' to 'industry.' Line 104, change 'at' between 'it' and 'all' to 'in.' Line 501, strike out the word 'such.' Line 1019, insert the word 'ten' between 'than' and 'or.' Line 1040, insert the word 'such' between 'every' and 'deposit.' Line 1105, change 'injured' to 'insured.' Line 1118, change 'existing' to 'expiring.' Line 1327, between 'determining' and 'changes' insert the word 'any' instead of the word 'and.' Line 1355, insert the word 'the' between 'by' and 'employers.' Line 1421, change the word 'talking' to 'making.' Line 1554, between the words 'be' and 'you' change the word 'assumed' to 'presumed.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following bills were today introduced in the Senate, read first and second times and referred to the following Committees:

Senate Bill No. 111, by Annin, 'An Act to fix the salaries of Superintendents of Common Schools in Counties of the Seventh and Eighth class at the sum of Twelve Hundred Dollars per annum,' referred to the Committee on Education.

Also, Senate Bill No. 112, by Selway, 'An Act to amend Sections 1790 and 1791 of the Revised Codes of Montana of 1907, regarding the recording of marks and brands and the collection and disposition of fees therefor,' referred to the Committee on Stock Growing and Grazing.

Also Senate Bill No. 113, by Selway, 'An Act amending Section 1884 of the Revised Codes of Montana of 1907, providing for the creation of a Livestock Sanitary Board, prescribing its powers and duties in the care and preservation



of the Livestock industry in the State of Montana; and repealing the Laws providing for a Board of Stock Commissioners and for a Board of Sheep Commissioners; and conferring upon the Livestock Sanitary Board the power and authority vested by Law in the Board of Stock Commissioners and the Board of Sheep Commissioners,' referred to the Committee on Stock Growing.

Also Senate Bill No. 114, by O'Shea, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid by incorporated cities and towns and by school districts of the first and second class into the fund known in the law as the "State Examiner's Fund",' referred to the Committee on Counties, Towns and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals, to whom was referred Senate Bill No. 85, by Whiteside, being a Bill for an Act entitled, 'An Act to prohibit the reporting, recording or registering of any bets or wagers upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated, and to limit the number of days when bets or wagers may be recorded, reported or registered, and providing penalties for the breach of the same,' today reported said Bill with the recommendation that it be indefinitely postponed. Report suspended.

On motion of Whiteside, report of bill was postponed until bill is reported printed. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment this day at the hour of 11:30 a. m. transmitted to His Excellency, the Governor, the enrolled copy of Senate Joint Resolution No. 1, and received of his private secretary the dated receipt thereof.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that there have been introduced in the House and Senate eleven (11) proposed Constitution Amendments, and the law of the State permitting but three (3) amendments to be submitted at one election, the President appointed a Committee consisting of Senators Edwards, Hogan and Taylor to act with a like Committee from the House to consider the merits of each amendment, and report back with recommendations as to the three most meritorious amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills Numbered 38, 32, 33, 48 and Substitute Senate Bill No. 18, today reported said Bills as correctly engrossed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was read first and second time and referred:

House Bill No. 140, introduced by Appropriations Committee, 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, stenographer to the Bureau of Child and Animal Protection and Adjutant General,' referred to the Committee on Finance and claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Joint Memorial No. 3, introduced by Roberts, regarding setting aside of land for a National Park, today reported said Memorial with the recommendation that it do pass. Report adopted.

Also Senate Bill No. 66, introduced by Byrnes, being a Bill for an Act entitled, 'An Act to provide for library extension through the establishment and maintenance of County Free Libraries,' today reported said Bill with the recommendation that it be taken from General File and re-referred to Committee on Libraries. Report adopted.

Also Senate Bill No. 68, introduced by Meadors, being a Bill for an Act entitled, 'An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 84, introduced by Gallagher, being a Bill for an Act entitled, 'An Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the Sheriff of each County to visit in January and July of each year every place within his County required by Law to have a liquor license, to ascertain if the License Law is being violated, to inspect and list licenses and report to the Board of County Commissioners,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred House Joint Memorial No. 4, by Healey, being a 'Resolution or Joint Memorial petitioning the United States Congress to take such action or pass such laws as may be necessary to give the inhabitants of Cook County and vicinity relief by re-establishing a United States Mail Service to said place,' today reported said Memorial with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills have this day been given:

By Fishbeck: An Act concerning County Auditors, prescribing and enlarging their duties and powers, and transferring certain fiscal duties now performed by the County Clerk to the office of County Auditor: to provide for the appointment of Deputy Auditors in counties of the fourth and fifth classes, and fix their compensation; prescribing certain duties of the State Examiner and the Board of County Commissioners in relation thereto; to amend Sections 2746, 2747, 2748, 2753, 2768, Sub-section 5 of Section 2896 and Sections 2987, 2993, 3007, 3104, 3108, 3179 and 3184 and to repeal Sub-section 4 of Section 3045 and Sub-sections 1, 2, 3, 4, 5, and 6 of Section 2953 of the Revised Codes of Montana of 1907.

By Kinney: An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure of practice in attaching mortgaged property; providing that Chattel Mortgages now in force shall not be affected by the provisions of this Act, and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of Montana of 1907.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to

inform your Honorable Body that the President of the Senate today signed, in open session, Senate Joint Resolution No. 1 and House Bills Nos. 87 and 88.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### REPORTS OF STANDING COMMITTEES.

Lemmon from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bills numbered 25, 99, 107, 116, 117, 146, 147, 150, 73 and 17, beg leave to report the same back to the House as correctly engrossed."

### THIRD READING OF HOUSE BILLS.

On motion of Macdonald of Flathead, House Bill No. 25 was re-referred to the Committee on Engrossment for correction and proper engrossment, after the same had been read at length, due to the fact that an error had been made therein by the Committee on Engrossment.

House Bill No. 99 having been read three several times was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hawks, Hedrick, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker. —86.

Noes: None.

Absent and not voting: Baldwin, Burnett, Hall, Hayes, Kiley and Lemmon. —3.

Excused: Doner.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

Mr. Speaker appointed a Committee, consisting of Wells, Anderson and Parker to act with a like Committee from the Senate, to investigate the lumber and other industries, as provided in Senate Joint Resolution No. 7.

Mr. Speaker also appointed a Committee, consisting of McNally, Fousek, and Eliel, to act jointly with a Committee from the Senate, consisting of Senators Edwards, Hogan and Taylor, to consider the several measures now pending, relative to proposed Constitutional Amendments, and to report back with recommendations as to the three most meritorious amendments.

On motion of Macdonald of Flathead, the House recessed at 12:15 o'clock p. m. until 2:00 o'clock p. m.

### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

Mr. Speaker introduced to the House Honorable Samuel W. Langhorn, the Speaker of the first House of Representatives that convened in Helena in 1876, whom he invited to address the Assembly.

Mr. Langhorn contrasted in a brief and picturesque manner the present Assembly with the one over which he presided. After picturing explicitly Montana in those stirring pioneer days and predicting a wonderful future for the Treasure State, Mr. Langhorn paid a glowing tribute to the members of the Fourteenth Legislative Assembly.

At the conclusion of Mr. Langhorn's remarks, Mr. Speaker voiced the sentiment of the House by thanking the sterling gentleman for his words of commendation.

### REPORTS OF STANDING COMMITTEES.

Lemmon from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment respectfully beg leave to report House Bill No. 25 as being correctly engrossed."

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, after having had under consideration House Bill No. 240, being a Bill for an Act entitled, 'An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana,' report the same back with the recommendation that it do pass."

On motion of Wells, the report was adopted as read and the bill was referred to the Printing Committee.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, after having had under consideration House Bill No. 241, being a Bill for an Act entitled, 'An Act to amend Section 1904 of the Revised Codes of Montana of 1907 as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly,' report back with the recommendation that the same do pass."

On motion of Wells, the report was adopted as read and the bill was referred to the Printing Committee.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, after having had under consideration House Bill No. 242, being a Bill for an Act entitled, 'An Act directing the levying of a tax on livestock for the purpose of aiding in the payment of salaries and expenses of the Board of Stock Commissioners, the Board of Sheep Commissioners and the Livestock Sanitary Board and for the payment of indemnity for animals slaughtered, and of expenses in investigating and suppressing diseases and for the payment of bounties on wild animals and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly, relating to the levying of a tax for the payment of bounties, stock inspection and indemnity purposes,' report back with the recommendation that the same do pass."

On motion of Wells, the report was adopted as read and the Bill was referred to the Printing Committee.

Willis from the Committee on Insurance reported as follows:

"Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 183, being a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 129 of the Montana Session Laws of 1911, being an Act in aid of the disability fund of fire department in incorporated cities for the relief of sick, injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from Fire Insurance Companies doing business within the State,' recommend that the same do pass."

On motion of Willis, the report was adopted as read and the Bill was referred to the Printing Committee.

### THIRD READING OF HOUSE BILLS.

On motion of Eliel, the third reading of House Bill No. 25 was suspended, due to the fact that the same had been read in full during the morning session.

House Bill No. 25, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Cavitt, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Healey, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, McCarthy, McMahon, McNally, Marsh, Moe, Moore, Morris, Nutting Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Sales, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Vidal, Wells, Wilde, Willis and Mr. Speaker—66.

Noes: Baxter, Bechtel, Coburn, Corwin, Easton, Higgins, Hills, Lord, Lusk, McDonald of Teton, Mackel, Mansur, Mason, Minnick, Parker, Rixon, Rundle, Sanderson, Scott, Smith of Missoula, Wallin—21.

Absent and not voting: Baldwin, Burns, Macdonald of Flathead, Schanck, Stone—5.



Excused: Doner—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 107 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Willis, Mr. Speaker—83.

Noes: Carpenter, Wells, Wilde—3.

Absent and not voting: Baldwin, Burnett, Gladden, Macdonald of Flathead, Schanck, Stone—6.

Excused: Doner—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 116, having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Marsh, Mason, Moe, Moore, Nutting, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—69.

Noes: Anderson, Carpenter, Day, Fishbaugh, Guinn, Hills, Minnick, Morris, Ostle, Page, Parker, Phillips, Prosser, Schmidt, Sedgwick—15.

Absent and not voting: Baldwin, Burnett, Eliel, Healey, Lemmon, McNally, Macdonald of Flathead, Stone—8.

Excused: Doner—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 117, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Booth, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Eliel, Einsel, Flanigan, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hedrick, Henry, Higgins, Johnson, Kelly, Kiley, Lord, Lusk, McDonald of Teton, Macdonald of Flathead, Mackel, Mansur, Marsh, Moe, Moore, Parker, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—57.

Noes: Anderson, Bent, Bompert, Burnet, Burns, Carpenter, Cariher, Crismas, Day, Easton, Foltz, Fousek, Guinn, Hayes, Hawks, Hills, Hogan, Jorgensen, Lemmon, McCarthy, McMahon, Mason, Minnick, Morris, Nutting, Ostle, Page, Phillips, Prosser, Scott, Smith of Missoula—31.

Absent and not voting: Fishbaugh, Healey, McNally, Stone—4.

Excused: Doner—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

At the request of Searles, who arose for a question of personal privilege, Mr. Speaker reverted to the Order of Business.

#### MOTIONS.

On motion of Searles, the Chief Clerk was instructed to demand of certain newspapers, more especially the Daily Missoulian, a retraction and correction of allegations published concerning the action of Governor Stewart and the members of the House of Representatives, relative to House Bill No. 14, introduced by Higgins, which provided for the repeal of the University Chancellor Bill enacted by the Thirteenth Legislative Assembly.



On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Graybeal in the Chair.

House resumed.

Mr. Speaker in the Chair.

Graybeal from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 141, a Bill for an Act entitled, 'An Act to prohibit the collection of fees for the securing of employment or furnishing information leading thereto, and fixing a penalty for violation thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.

Also House Bill No. 165, a Bill for an Act entitled, 'An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 188, a Bill for an Act entitled, 'An Act making it the duty of adult children to support indigent parents, providing procedure and fixing penalties,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 192, a Bill for an Act entitled, 'An Act appropriating money for the cost of the installation of three stokers in the heating plant of the State Capitol Building,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 142, a Bill for an Act entitled, 'An Act requiring pitfalls, wells and shafts, not safely guarded or protected by legal enclosures, to be filled or covered in such manner as herein provided, so as to avoid any danger to livestock, arising therefrom and providing a punishment for the violation of same,' having had same under consideration, beg leave to report the same back to the House with the recommendation that same do pass.

Also House Bill No. 86, a Bill for an Act entitled, 'An Act to provide for free text books and school supplies for use by all pupils in the Public Schools within the State of Montana to authorize the raising of funds to defray the expense thereof; to prescribe regulations for the use by such pupils of such text books and supplies; to prohibit any person connected with the Public Schools of the State of Montana from being beneficially interested in the sale of any text books or supplies for use in such Public Schools; to provide penalty for the violations of this Act; and to repeal Sections numbered 1812 and 1813 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that same be amended by striking the enacting clause therefrom.

Also House Bill No. 89, a Bill for an Act entitled, 'An Act to regulate the issuance of licenses of retail liquor dealers in cities, towns, villages or camps containing a population of less than one hundred, and repealing Chapter 35 of the Laws of the Thirteenth Legislative Assembly,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be recommitted to the Committee on Judiciary.

Also House Bill No. 143 a Bill for an Act entitled, 'An Act to amend Subdivision 4 of Section 507 of Chapter 5, which said Act is Chapter 76 of the Session Laws of the Thirteenth Regular Session of the Legislative Assembly of the State of Montana, relating to the powers of School Trustees in all School Districts,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.

Also House Bill No. 144, a Bill for an Act entitled, 'An Act to amend Section 3, Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly by the State of Montana, and fixing the fees to be paid into the fund known in

the law as the "State Examiners' Fund," by cities, towns and School Districts,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be re-referred to the Committee on State Boards and Officers, with the instruction to report a Substitute Bill for 144 as read.

Also House Bill No. 159, a Bill for an Act entitled, 'An Act to prevent any one hunting game or carrying shot guns or rifles upon the lands of another and to punish violations thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass." On motion of Graybeal, the report was adopted as read.

On motion of Anderson, Mr. Speaker reverted to Order of Business.

#### MOTIONS AND RESOLUTIONS.

Anderson moved that House Bill No. 14 be recalled from the Senate for reconsideration.

On demand of Higgins, supported by more than fifteen members, a call of the House was ordered by Mr. Speaker.

The Clerk thereupon called the roll and found the following members to be absent: Booth, Cariher, Easton, Lord, Stone. Excused: Doner.

On motion of Higgins, further proceedings under the call of the House was suspended.

Anderson's motion to recall House Bill No. 14 was lost by the following vote:

Ayes: Anderson, Bent, Crismas, Graybeal, Guinn, Hall, Harmon, Hawks, Kelly, Sales, Wells—11.

Noes: Baldwin, Baxter, Bechtel, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Harper, Hayes, Hedrick, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wilde, Willis—76.

On motion of Guinn, Senate Joint Memorial No. 2 was made a Special Order of Business for eleven o'clock A. M. Friday, February 5th, 1915.

#### REPORTS OF SPECIAL COMMITTEES.

Day from the Committee to investigate the various State Offices, Bureaus, Boards and Departments, reported as follows:

"Mr. Speaker: The House Members of the Joint Investigating Committee, to whom was referred Senate Joint Resolution No. 6, introduced by Dwight, beg leave to report that the House Members of the Committee are in favor of the Joint Committee performing the duties conferred upon it by the Joint Resolution under which it was created, but are not in favor of imposing those duties upon Attorneys, Clerks or Accountants.

We therefore recommend that Senate Joint Resolution No. 6 be amended so as to read as follows:

"That the Joint Committee be and the same is hereby authorized to subpoena witnesses and administer oaths to such witnesses; that the Committee be authorized to expend in the discharge of its duties a sum not exceeding \$1,000.00 and the State Auditor shall pay any claims certified to by the Committee from the Contingent Expense Fund of the Fourteenth Legislative Assembly already provided for, and as amended be concurred in."

On motion of Day the report was adopted and Senate Joint Resolution No. 6 was placed on third reading for final concurrence.

On motion of Burnett, the House adjourned at 4:45 o'clock p. m. until 10:00 o'clock a. m. Friday, February 5, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## THIRTY-THIRD DAY.

Friday, February 5, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Doner, Choiniere and Bent.—3.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-second day and find same to be correct."

On motion of Shott, the report was adopted as read.

Mr. Speaker introduced Mr. F. G. Buckley, the new member of the House from Prairie County.

Mr. Speaker made the following announcement:

"Mr. Eliel surrenders his position on the Committee on State Institutions, Public Buildings and Grounds; Mr. Fishbaugh surrenders his position on the Committee on Journal; Mr. Baxter surrenders his position on the Committee on Insurance, in favor of the new member of the House from Prairie County."

## COMMUNICATIONS.

The following communication was received and read:

"Helena, Montana, February 4, 1915.

To the Honorable Mr. Speaker and Members of the House of Representatives,  
Fourteenth Legislative Assembly.

Gentlemen: Owing to the fact that because of illness, I am at the present time confined in a hospital, and because of the further reason that it will be impossible for me to attend to my duties as Assistant Chief Clerk for some days to come, I herewith most respectfully tender my resignation to the Honorable House of Representatives.

M. J. O'LEARY."

On motion of McNally, the resignation was duly accepted.

Communications were received and read from Harmony Lodge No. 465, Fraternal Brotherhood, Copper Camp No. 797, Woodmen of the World, Butte Aerie, No. 11, Fraternal Order of Eagles, Butte Camp No. 153, Woodmen of the World, and Butte Lodge No. 251, Fraternal Brotherhood, all of Butte, Montana, petitioning the Honorable Samuel V. Stewart, Governor, and the Honorable Members of the Legislative Assembly to render ample and sufficient appropriations for the proper maintenance of the Montana State Tuberculosis Sanitarium. Said communications further pray that the Sanitarium be enlarged so as to accommodate and treat the numerous and increasing cases of Tuberculosis.

## NOTICES OF BILLS.

The following notices of Bills were given:

By Jorgenson: A Bill for an Act entitled, "An Act to prevent fraud in the transfer of accounts receivable by secret transfers."

By Healey: A Bill for an Act entitled, "An Act to provide that water rights to irrigate lands shall pass to the grantee of the land without mention of said water rights, and also providing that such water rights may be reserved in the grant, and also providing that such water rights may be treated as personal property and separately conveyed."

By Gladden: A Bill for an Act entitled, "An Act to repeal Chapter 56 of the Session Laws of Montana, of the Thirteenth Session, entitled, "An Act to create the department of agriculture and publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officers thereof, and providing that the duties now imposed by law upon the commissioner of the Department of Agriculture and Publicity shall hereafter be performed by the Commissioner of the Department of Labor and Industry, and abolishing the Departments of Agriculture and Publicity."

By Macdonald (Flathead): A Bill for an Act entitled, "An Act relating to the manner of selecting juries and repealing all conflicting Acts."

By Morris: A Bill for an Act entitled, "An Act requiring County Treasurers to accept money for the payment of taxes upon real estate, and for the purpose of redeeming real estate from tax sales when the payment is tendered by an owner, mortgagee or person having a lien upon the real estate."

By Carlier: A Bill for an Act entitled, "An Act to promote the Poultry Industry in the State of Montana; providing appropriations for the work and making provisions for its administration."

By Shott: A Bill for an Act entitled, "An Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana."

By Wilde: A Bill for an Act entitled, "An Act to amend Section 2012 of Chapter 44 of the General School Law enacted by the Thirteenth Legislative Assembly providing for a Special Tax levy for the School purposes and fixing a maximum of any such levy."

By Burnett: A Bill for an Act entitled, "An Act relating to the selection, appraisal, leasing, management and sale of lands now owned by or hereafter to be acquired by the State of Montana; providing for the use and disposition of the fees heretofore and hereafter to be collected by the Register of State Lands, and repealing Sections 2158, 2159, 2174, 2181, 2182, 2183, 2184, 2185, 2188 and 2189 of the Revised Codes of Montana, 1907, and amending Sections VI, XXX, XLIII, XLV, LXII, LXV, LXVI, LXVIII, LXX, LXXI, LXXVII, LXXVIII, LXXXI and XCIII of Chapter 147 of the Session Laws of the Eleventh Legislative Assembly of Montana."

By McNally: A Bill for an Act entitled "An Act to amend Section 1 of Chapter 108, Session Laws of 1913, relating to the hours of labor of female employees."

By Wells: A Bill for an Act entitled, "An Act making it unlawful to kill deer in the Counties of Custer, Dawson, Richland, Sheridan, Valley and Phillips before the first of October, 1920, and providing a penalty for the violation thereof."

By Macdonald (Flathead): A Bill for an Act entitled, "An Act to license motor vehicles, providing for the collection of said license and fixing the penalty for the violation thereof."

By Sedgwick: A Bill for an Act entitled, "An Act to amend Chapter 74 of the Laws of 1913, relating to the registration of Electors."

By Rasmussen: A Bill for an Act entitled, "An Act to amend Section 1 of Chapter 100 of the Acts of the Twelfth Legislative Assembly of the State of Montana, relating to enlarging the boundaries of the Snow Creek Game Preserve."

By Sales: A Bill for an Act entitled, "An Act to amend Section 31 of Chapter 79 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which amends Section 8782 of the Revised Codes of Montana of 1907, which has to do with the time within which deer may be killed."

By Gallagher: A Bill for an Act entitled, "An Act to amend Section 2891 of the Revised Codes of the State of Montana of 1907, relative to the regular meetings of Boards of County Commissioners."

By McCarthy: A Bill for an Act entitled, "An Act to amend Section 6678 of Chapter IV of Part II of Title VII of the Revised Codes of 1907, relating to attachments."

By McCarthy: A Bill for an Act entitled, "An Act to provide for the distribution and sale of milk within cities, towns and villages, prescribing the receptacle in which the same shall be delivered, providing for the manner of handling same, and prescribing punishment for the violation thereof, and fixing the penalty therefor."

By McCarthy: A Bill for an Act entitled, "An Act to amend Chapter 1 of Part II of Title IX of the Revised Codes of 1907, relating to execution sales by adding a new section numbered 6830A; providing for the postponement of execution sale."

At this time, Mr. Speaker administered the following oath of office to F. G. Buckley: "I do solemnly swear that I will support, protect, and defend the Constitution of the United States and the Constitution of the State of Montana, and that I will discharge the duties of my office with fidelity; and that I have not paid or contributed or promised to pay or contribute, either directly or indirectly, any money or other valuable things to procure my nomination or election, except for necessary and proper expenses expressly authorized by law; that I have not knowingly violated any election law of this State; or procured it to be done by



others in my behalf: that I will not knowingly receive, directly or indirectly, any money or other valuable things for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law—SO HELP ME GOD."

#### REPORTS OF STANDING COMMITTEES.

Franklin from the Committee on Banks and Bankink reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred House Bill No. 96, a Bill for an Act entitled, 'An Act regulating the business of Banking, providing for the creation and regulation of Banking Corporations, creating the Department of Banking and prescribing the duties and fixing the salaries of its officers and employes and repealing Title II, Part IV of Division I of the Civil Code of Montana entitled, "Banks and Banking Corporations," being the provisions of Sections 3909 to 4015, both numbers inclusive, Revised Codes of Montana, 1907, and all Acts amendatory thereof,' beg leave to report that having had same under consideration, they herewith return it to the House with the recommendation that it do pass as amended. Amend Section 2 by adding thereto the following: 'Provided further, however, that this Act shall not apply to any branch bank or banks heretofore established under authority of law and now doing business, nor to any person, firm or association now doing a private banking business. Provided, however, that said private banks hereinabove referred to shall come under all of the provisions of Section 50 of this Act.' Amend Subdivision 3 of Section 6 by striking out the words 'or to execute or guaranty any bond or bonds required by law or to be given in any proceeding in law or equity in any of the courts of this State, or any other state, or of the United States.' Further amend Section 6 by striking out Subdivision 10 in its entirety. Further amend Section 6 by renumbering Subdivision 11, making it number 10. Amend Section 8 by inserting after the word 'located' in line 22 on Page 6, the following: 'The expenses of the Superintendent of Banks in making the examinations required by this Act shall be paid by the proposed bank, and payment shall be made in advance if required by the Superintendent of Banks.' Amend Section 12 by striking out, beginning in Line 7, after the word 'director' the following: 'If the number of directors named in the articles of agreement shall be five or more in number, they shall, at the first meeting of the Corporation, divide themselves by ballot into three classes of equal number as may be designated the first, second and third classes, of which the first class shall remain in office one year, the second class two years, and the third class three years, and at the annual election conducted in the manner hereinafter designated, directors shall be elected for a term of three years to fill the vacancies created by the retiring class,' and inserting in lieu thereof the following: 'The directors shall be elected for the term of one year at the annual meeting of the stockholders, which shall be held in January of each year.' Further amend Section 12 by striking out the last sentence and inserting in lieu thereof the following: 'Such oaths shall be made in duplicate, one copy of which shall be transmitted to the Superintendent of Banks and filed in his office, and one copy shall be kept on file in the office of the bank.' Amend Section 14 by striking out the figure '500' in line 3 and inserting in lieu thereof '1000.' Amend Section 15 by striking out the word 'vice-president' in line 2 and inserting in lieu thereof the words 'one or more vice-presidents,' and by striking out the words 'assistant cashier' in line 2 and inserting in lieu thereof the following, 'one or more assistant cashiers.' Further amend Section 15 by inserting after the word 'officer' in line 11 the following 'and Secretary.' Amend Section 16, Subdivision 5, by striking out the words 'Compensation and.' Amend Section 20 by adding thereto the following: 'Provided, the term, "savings bank" as used in this section shall mean any bank organized to do the business specified in Section 5 of this Act, only.' Amend Section 21 by striking out the first word, 'Commercial.' Amend Section 29 by striking out in line 5 thereof the following words, 'under its by-laws.' Amend Section 33 by striking out the word 'five' in line 2, and inserting in lieu thereof the word 'ten.' Amend Section 34 by inserting after the word 'commercial' in line 1, the words 'or savings.' Amend Section 42 by inserting in line 1, after the word 'interest' the words 'or commission,' and by striking out the words 'previous to a dividend,' at the end of said section. Amend Section 43 by adding thereto the following: 'Provided, the term "commercial bank" as used in this section shall mean a bank organized to do

the business specified in Section 4 of this Act, only.' Amend Section 50 by striking out the first paragraph and inserting in lieu thereof the following: 'Every bank, except a reserve bank, shall maintain at all times a reserve of at least fifteen per centum of its deposit liabilities, of which reserve such portion as the Board of Directors may determine may be on deposit in banks approved by the Superintendent of Banks as reserve banks. A Bank approved by the Superintendent of Banks as a Reserve Bank must at all times maintain a reserve of at least twenty-five per centum of its deposit liabilities, of which such portion as the Board of Directors may determine, may be on deposit in banks approved by the Superintendent of Banks as reserve Banks. Any State or National Bank in a city of the United States designated as a reserve or central reserve city by the Comptroller of the Currency or the Federal Reserve Board, or in a city of the first or second class in the State of Montana, shall be eligible to designation as a reserve bank by the Superintendent of Banks. Such approval or designation may be withdrawn or withheld at any time for cause.' Further amend Section 50 by adding thereto the following: 'No Bank shall at any time become indebted, either directly or indirectly, for borrowed money or rediscounts in an amount in excess of its paid up capital and surplus without first obtaining written authority from the Superintendent of Banks.' 'Provided that debentures or certificates of indebtedness issued by any investment company to run for a period of three years or more shall not be included in the "Deposit Liabilities" of said investment company, as affected by the provisions of this Section.' Amend Section 51 so as to read as follows: 'There is hereby created a State Banking Department. The State Examiner shall be ex-officio Superintendent of the Department and in the discharge of all the duties imposed by this Act he shall be known and designated as the Superintendent of Banks. He shall, if required by the Governor, file an additional bond as Superintendent of Banks in a penal sum not to exceed Twenty-five thousand (\$25,000.00) dollars, with a surety, or sureties, to be approved by the governor, conditioned upon the faithful discharge of the duties of his office as Superintendent of Banks. He shall designate one of the deputies of his office as Deputy Superintendent of Banks, who shall, in the absence or inability to act of the Superintendent of Banks, have all the powers and duties of a Superintendent of Banks. He shall also furnish such bond as the Governor may direct when called upon to perform permanently the duties of the Superintendent of Banks.' Strike out Section 52, and renumber the sections thereafter accordingly. Amend Section 56 by striking out the words 'as nearly as possible' and inserting in lieu thereof the word 'on.' Amend Section 60 by adding thereto the following paragraph: 'That whenever, in the judgment of the Superintendent of Banks, or upon application of any bank, the interests of the depositors of any bank can be best subserved by placing a deputy superintendent temporarily in charge of such bank, he shall have authority and discretion to do so, and that the actual expenses of the Department in connection therewith shall be paid by such bank.' Amend Section 62 by striking out the words 'fund of the Superintendent of Banks' in the last line of said Section, and inserting in lieu thereof the words 'state banking fund.' Amend Section 65 by striking out the first sentence thereof and inserting in lieu thereof the following: 'All duties now required to be performed by, and all responsibilities now imposed upon the State Auditor under the laws regulating the business of banking, shall hereafter be performed by the Superintendent of Banks, and all papers and reports now on file in the office of the State Auditor pertaining to banks are hereby transferred to the custody of the Superintendent of Banks.' Strike out Section 67. Amend Sixty-eight by adding thereto the following: 'The Attorney General, upon information furnished by the Superintendent of Banks, shall bring any actions necessary to enforce the provisions of this Act, and any fine or penalties collected under the provisions of this Act shall be paid to the State Treasurer and be credited by him to the State Banking Fund.' Amend Section 69 to read as follows: 'This Act shall be in full force and effect from and after its passage and approval.'

On motion of Franklin, the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 180, a Bill for an Act entitled, 'An Act to amend Section 7892 of the

Revised Codes of Montana of 1907, relating to witnesses,' having had same under consideration, beg leave to report same back with the recommendation that the bill be amended as follows: That the title of the bill be amended by inserting in the first line of the Act, between the words 'amend' and 'section' the following: 'Sub-section 1—of:'. Also by inserting the following after the title of the bill, 'Be it enacted by the Legislative Assembly of the State of Montana;,' also by striking out lines 4, 5, 6 and 7 and inserting in their stead the following: 'Section 1.—That Sub-section 1 of Section 7892 be and the same is hereby amended to read as follows:'. Also by inserting the words 'Sub-section' before the figure '1' in the eighth line of said Bill. Also by striking out Sub-sections 2, 3, 4 and 5 and numbering Sub-section 6 and 7, 'Section 2' and 'Section 3' respectively: and that as so amended the bill do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 234, a Bill for an Act entitled, "An Act to amend Section 3176 of the Revised Codes of the State of Montana, 1907, relating to fees of a Justice of the Peace,' having had same under due consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 235, a Bill for an Act entitled, 'An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of court in Counties where a session of Court is not or cannot be held by a Judge thereof, or in any County where the business of the Court is not, or cannot be dispatched with reasonable promptness and providing that the Governor may, upon application of any interested person, require some District Judge to hold Court in said County for such times as may be specified in the order,' having had the same under consideration, beg leave to report same back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Graybeal from the Committee on Privileges and Election reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 190, a Bill for an Act entitled, 'An Act to amend Sections 7 and 26 of Chapter 74 of the Session Laws of the Thirteenth Legislative Assembly, relating to the registration of electors in Counties, Cities, Towns and School Districts and to repeal Section 41 of said Act,' beg leave to recommend that same be amended by striking out all of Section 26 of Section 1 and recommend that same be reported back to the House with the recommendation that it do pass as amended."

On motion of Phillips, the report was adopted as read and the Bill was referred to the Printing Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 222, a Bill for an Act entitled, 'An Act to prevent an independent candidate from filing his petition for a nomination to office after Primary elections have been held for such office,' beg leave to report that the same be recommended back to the House with the recommendation that it do pass." On motion of Graybeal, the report was adopted as read and the Bill was referred to the Printing Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 204, a Bill for an Act entitled, 'An Act to provide for the nomination and election of officers on non-partisan tickets and to prevent the nomination or election of candidates for such offices on any other ticket,' beg leave to report same back to the House with the recommendation that it do not pass." On motion of Graybeal, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Bill No. 42, a Bill for an Act entitled, 'An Act to



facilitate the publication of election returns,' beg leave to report same back to the House with the recommendation that it be concurred in." On motion of Gray-beal, the report was adopted as read.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 221, a Bill for an Act entitled, 'An Act to amend Section 1416 of the Revised Codes of Montana (1907), relating to public bridges and defining the word "Bridge",' respectfully beg leave to report the same back to the House with the recommendation that the same do pass." On motion of Healey, the report was adopted as read and the Bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 232, entitled, 'An Act defining a Legal Fence, in the State of Montana, and repealing Chapter 64 of the Session Laws of 1913,' respectfully beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of Cavitt, the report was adopted as read.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: Your Committee on Public Utilities and State Commissions, to whom was referred House Bill No. 170, being a Bill for an Act entitled, 'An Act relating to the construction, use and maintenance of all Electrical Construction, Appliances and Apparatus, and providing a penalty for the violation thereof,' having had the same under consideration, report the Bill back with the recommendation that it do pass with the following amendments:

Insert as a heading before Section 1, the following in Capitals, 'OVERHEAD CONSTRUCTION OF LIGHT, HEAT AND POWER LINES.'

Amend Section 1, by striking therefrom the first word 'A' and inserting in lieu thereof the word 'ANY.'

Amend Section 16 by joining paragraphs Two and Three, by striking out the period after the word 'appliance' in the first paragraph thereof and inserting a comma in lieu thereof, and by striking out the capital 'A' of the word 'Any' at the beginning of the second paragraph so that the second and third paragraphs of the original Bill be joined together.

Amend Section 24, by striking out the words 'the pole or fixture carrying such side arm shall be side guyed wherever possible; provided that' and by starting a new sentence with the word 'wherever.'

Amend Section 26 by striking out the words and figures 'Twenty-one (21)' and inserting in lieu thereof the words and figures 'Eighteen (18).'

Amend Section 27 by striking out after the words 'foreign lines,' the word 'or' and inserting in lieu thereof the word 'and' so that this will read 'foreign lines and in cities and towns.'

Amend Section 20 by striking out the word 'or' between 'occurrences or accidents,' and inserting in lieu thereof the word 'and' so that this will read 'occurrences and accidents.'

Amend Section 30 by adding the following 'This section shall not apply to isolated plants, generating current for telegraph, telephone and signaling purposes.'

Amend Section 37 by striking out the words 'Thirty-fifth' before the word 'convention,' next to last line, and inserting in lieu thereof the words 'Thirty-seventh.'

Amend Section 39 by striking out the words 'thirty days from and after its passage and approval by the Governor' and insert in lieu thereof the words 'on the first day of May, 1915.'

On motion of Phillips, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported House Bills Nos. 212, 98, 127, 133, 156, 168, 177, 218, 223 and 224 as correctly printed.

Phillips from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 75, also House Joint Memorial No. 2, House Bill No. 62, and House Bill No. 63, beg leave to report the same back as correctly enrolled."



Mr. Speaker at this time announced that he was about to sign House Bills Nos. 75, 63 and 62 and House Joint Memorial No. 2 and thereupon proceeded to sign the same in open session.

#### INTRODUCTION OF BILLS.

The following Bills were introduced. By unanimous consent, Graybeal was given permission to introduce a House Joint Resolution without previous Notice.

Senate Bill No. 20, by Edwards: A Bill for an Act entitled, "An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to County Boards of Health and to the appointment of County Health Officers."

Senate Bill No. 57, by McCone: A Bill for an Act entitled, "An Act designating a day to be known as 'Good Roads Day'."

Senate Bill No. 53, by Byrnes: A Bill for an Act entitled, "An Act relating to compensation of attorneys for services in an action for the injury to or death of a person, and providing penalties for the violation thereof."

Substitute for Senate Bill No. 61, by Larson: A Bill for an Act entitled, "An Act to amend Section 1791 of the Revised Codes of 1907, relating to marks and brands and making a recorded brand prima facie evidence of ownership."

Senate Bill No. 65, by Stevens: A Bill for an Act entitled, "An Act prohibiting pooling in buying, selling, or handling grain, and providing penalties for the violation thereof."

Senate Bill No. 69, by McCone: A Bill for an Act entitled, "An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Custer and Fallon, and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, term, and compensation of the Judge of said Sixteenth Judicial District."

Senate Bill No. 72, by Muffy: A Bill for an Act entitled, "An Act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907, relating to Boards of County Commissioners, by adding a new Section numbered 2897A, providing a penalty for the violation of Section 2897 thereof."

Senate Bill No. 73, by Burlingame: A Bill for an Act entitled, "An Act to amend subdivision 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon Corporations."

House Bill No. 259, by Hayes: A Bill for an Act entitled, "An Act to repeal Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of 1909, entitled, 'An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game and Fish Warden to create additional game and fish districts and to appoint additional special Game and Fish Wardens,' approved March 5, 1909; to repeal Chapter 28 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint a Chief Deputy and defining his powers and duties, and amending Section 1968, Revised Codes of the State of Montana of 1907, relating to the compensation of Deputy Game and Fish Wardens,' approved February 16, 1911, and to repeal Chapter 63 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation, and authorizing the State Game and Fish Warden to employ an additional clerk and fixing the salary thereof, and providing the manner in which the same shall be paid,' approved March 2, 1911."

House Bill No. 260, by Easton: A Bill for an Act entitled, "An Act to amend Section 3218 of the Revised Codes of 1907, enumerating the officers of towns, Section 3225 of said Codes providing the qualifications of mayors of cities and towns, Section 3228 of said Codes providing the qualifications of aldermen of cities and towns, Section 3240 of said Codes as amended by Chapter III of the Laws of the Thirteenth Legislative Assembly relating to salaries of mayor and aldermen, Sections 3242 and 3244 of said Codes fixing the compensation to be paid police judges of towns and attorneys of cities."

House Bill No. 261, by Macdonald (Flathead): A Bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Charles Z. Pond, account rendered the House of Representatives, Twelfth Legislative Assembly of the State of Montana."

House Bill No. 262, by Searles: A Bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana."

House Bill No. 263, by Wilde: A Bill for an Act entitled, "An Act to amend Section 2002 of Chapter XX of the General School Law enacted by the Thirteenth Legislative Assembly, providing for a Special Tax Levy for the School purposes, and fixing the maximum of any such levy."

House Bill No. 264, by Baldwin: A Bill for an Act entitled, "An Act to amend Section 2112 of Chapter 76 of the Session Laws of 1913, providing for the support of District High Schools."

House Joint Resolution No. 4, by Graybeal: Relating to a Highway through a corner of the Yellowstone National Park connecting certain interstate and county highways.

#### READING OF SENATE BILLS.

Senate Bill No. 20 read first and second time by title only and referred to the Committee on Sanitary Affairs.

Senate Bill No. 57 read first and second time by title only and referred to the Committee on Highways.

Senate Bill No. 53 read first and second time by title only and referred to the Committee on Judiciary.

Substitute Senate Bill No. 61 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

Senate Bill No. 65 read first and second time by title only and referred to the Committee on Agriculture.

Senate Bill No. 69 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 72 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 73 read first and second time by title only and referred to the Committee on Judiciary.

#### READING OF HOUSE BILLS.

House Joint Resolution No. 4 read first and second time by title only and referred to the Committee on Highways.

House Bill No. 259 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 260 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 261 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 262 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 263 read first and second time by title only and referred to the Committee on Education.

House Bill No. 264 read first and second time by title only and referred to the Committee on Education.

On motion of Johnson, Mr. Speaker reverted to Order of Business.

#### NOTICES OF BILLS.

The following Notices of Bills were given:

By Johnson: A Bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast within certain limitations therein stated, and to limit the number of days when such bets or wagers may be recorded, reported or registered and providing penalties for the breach of the same."

By Healey: A Bill for an Act entitled, "An Act to provide for the registration and identification of motor vehicles and operators thereof, and for the regulation of vehicles operating upon the public highways of the State, providing for fees and for the disposition thereof; and repealing the provisions of Chapter 73 of the Thirteenth Legislative Assembly."

By Hedrick: A Bill for an Act entitled, "An Act to amend Sections 3218, 3222, 3223, 3224 and 3232 of the Revised Codes of Montana of 1907, relating to officers and elections in cities and towns."

Day gave notice that he would move on tomorrow and all subsequent days to dispense with the reading in full of House Bills on Third Reading in accordance with Section 1, Rule 34 of the House Rules of the Fourteenth Legislative Assembly.

### MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, February 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence:

Senate Bill No. 20, introduced by Edwards, a Bill for an Act entitled, 'An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to County Boards of Health and to the appointment of County Health Officers.'

Also Senate Bill No. 57, introduced by McCone: A Bill for an Act entitled, 'An Act designating a day to be known as "Good Roads Day".'

Also Senate Bill No. 53, introduced by Byrnes: A Bill for an Act entitled, 'An Act relating to Compensation of Attorneys for services in an action for the injury to or death of a person, and providing for the violation thereof.'

Also Substitute Senate Bill No. 61, introduced by Larson: A Bill for an Act entitled, 'An Act to amend Section 1791 of the Revised Codes of 1907, relating to Marks and Brands, and making a recorded Brand prima facie evidence of ownership.'

Also, Senate Bill No. 65, introduced by Stevens: A Bill for an Act entitled, 'An Act prohibiting Pooling in buying, selling, or handling grain, and providing penalties for the violation thereof.'

Also, Senate Bill No. 69, introduced by McCone: A Bill for an Act entitled, 'An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Custer and Fallon, and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, terms and compensation of the Judge of said Sixteenth Judicial District.'

Also, Senate Bill No. 72, introduced by Muffly: A Bill for an Act entitled, 'An Act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907 relating to Boards of County Commissioners, by adding a new section numbered 2897A; providing a penalty for the violation of Section 2897 thereof.'

Also, Senate Bill No. 73, introduced by Burlingame: A Bill for an Act entitled, 'An Act to amend subdivision 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon Corporations.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the introduction of Bills, have this day been given:

By Brower: An Act concerning the fees collected by the Clerk of the District Court in Naturalization Proceedings.

By Oliver: An Act providing for the regulation and control of Public Billiard and Pool Halls, within the State of Montana, and providing the penalty for violations of this Act.

By Oliver: An Act to amend Section 45 of a Bill entitled, 'To propose by initiative petition, a law to limit candidates' election expenses; to define, prevent and punish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and elections in certain cases.'

Respectfully,

February 4, 1915

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, February 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced, read first and second time and referred as follows:

Senate Bill No. 115, introduced by Brownlee: A Bill for an Act entitled, 'An Act changing and defining the boundaries of Stillwater and Sweet Grass Counties.' referred to Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 116, introduced by Kinney: A Bill for an Act entitled, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773 of the Revised Codes of the State of Montana of 1907, respecting the filing of Chattel Mortgages, providing for the protection of creditors against the effect of unsatisfied Chattel Mortgages in whole or in part and providing penalty for the removal of personal property under chattel mortgage from the County in which it is situated at the time of the execution of the mortgage.' referred to Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 78, introduced by Edwards, being a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the counties of Rosebud, Big Horn and Musselshell, to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto, and to provide for the designation, powers, duties, term and compensation of Judge of said Fifteenth Judicial District,' today reported said Bill with the recommendation that it do pass with the following amendments: Amend title by striking out the words 'Big Horn.' Amend Section 1, line 3, by striking out the words 'Big Horn.' Amend Section 2, line 7, by adding after the word 'Carbon' the words 'Big Horn,' and strike out the following words, 'and to this the Thirteenth District there shall be allotted one Judge.' Amend Section 5, line 16, by striking out the words 'Big Horn.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 82, introduced by Stevens, being a Bill for an Act entitled, 'An Act providing for the foreclosure of mortgages containing a power of sale by advertisement; outlining procedure; and providing for purchase at such foreclosure sale by the mortgagee or his representatives; and other purposes,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also House Joint Memorial No. 4, introduced by Healey, 'petitioning Congress of the United States to take such immediate steps as are practicable to re-establish the Postal Service at Cook City, and bring the relief that the citizens of these communities demand,' today reported said Memorial with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, had approved, on February third, Senate Joint Resolution No. 1. 'A Resolution providing for the appointment of a Joint Committee for the purpose of making suggestions and of preparing such amendments as may be deemed necessary to the several Initiative Measures heretofore adopted by the people of the State of Montana.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 97, introduced by Edwards, being a Bill for an Act entitled, 'An Act providing for the creation of Board Bonds: to provide for the issuance of official bonds, the collection of premiums thereon, and to provide for a bond fund,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Election and Privileges, to whom was referred Senate Bill No. 14, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 5 and 6, Article XVI and Section 19, Article VIII of the Constitution of the State of Montana, relating to the terms of officers, and fixing the length of said terms at four years for all County, Township and Precinct officers and providing for the election of officers in case two or more candidates having an equal number of votes, and providing for a short ballot,' today reported said Bill with the recommendation that it do pass with the following amendment: By striking out lines 16 and 17 in Section 2 and insert in lieu thereof, 'Provided that no person shall hold the office of County Treasurer for more than one consecutive term.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 45, by McCone, being a Bill for an Act entitled, 'An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof; and to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of the year 1911, and Chapters 133 and 135 of the Session Laws of the Thirteenth Legislative Assembly of the year 1913,' today reported said Bill with the recommendation that it be printed with the following amendments: Amend the title by striking out the entire title and substituting the following title: 'A Bill for an Act amending Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, as amended by Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913, providing for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers, and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof.' Amend Section 16 to read as follows: 'Section 16. All Acts and parts of Acts are hereby repealed, with the exception: "This Act shall not apply in any case where by the election had been held under the Act passed by the Thirteenth Legislative Session for the creation of Counties and a majority vote has been cast in favor thereof".' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals, to whom was referred Senate Bill No. 85, by Whiteside, being a Bill for an Act entitled, 'An Act to prohibit the reporting, recording or registering of any bets or wagers upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated, aid to limit the number of days when bets or wagers may be recorded, reported or registered, and providing penalties for the

breach of the same,' today reported said Bill with the recommendation that same be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 108, by Byrnes, being a Bill for an Act entitled, 'An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the father and mother to the care, custody and services of legitimate unmarried children,' today reported said bill with the recommendation that it be indefinitely postponed. Report adopted.

Also Senate Bill No. 107, by Muffly, being a Bill for an Act entitled, 'An Act regulating the business of making and compiling Abstracts of Title to real estate and to require a bond to be given by all persons, firms or corporations engaging in such business and to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in such vocations, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Also House Bill No. 93, by Smith, being a Bill for an Act entitled, 'An Act to provide for the recovery of costs and attorney's fees in the foreclosure of Mechanic's Liens,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also Senate Bill No. 110, by Asbridge, being a Bill for an Act entitled, 'An Act to amend Section 2 of the law initiated and passed by the people of the State of Montana at the General Election of November, 1912, and printed on page 570 of the Session Laws of the Thirteenth Legislative Assembly, to the end that the time for holding primary elections shall be in June instead of August,' today reported said Bill with the recommendation that it be indefinitely postponed. On motion, report was suspended and Bill referred to Printing Committee. Motion carried.

Also Senate Bill No. 90, by Muffly, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 81 of the Laws of the Twelfth Legislative Assembly entitled, "An Act prescribing the salary of certain appointive and Deputy State Officers, clerks, stenographers and employes at the State Capitol",' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 53, 57, 65, 69, 72, 73, and Substitute Senate Bill No. 61, today reported that said Bills had been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture, to whom was referred Senate Bill No. 64, by Meadors, being a Bill for an Act entitled, 'An Act to amend Sections 1 and 3 of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable and contagious diseases when said livestock are killed according to law,' today reported said Bill with the recommendation that it do pass with the following amendments: Amend Section 1 by inserting after the word 'sheep' in line 2, the words, asses, goats, ruminants,' and striking out the word 'provided' in line 3 and inserting in its stead the word 'prescribed.' Amend Section 3 by inserting after the words 'or his deputy' in line 1, the words 'or the State Livestock Board' and by striking out after the word 'assessed' in line 5 all of lines 6, 7, 8, 9 and 10, and adding to said Section, after the word 'assessed' line 5, the following: 'but such assessment shall not in any case exceed the actual value of such stock at

the time of such assessment, and where such stock does not appear on the last assessment roll of the County, then its value shall be the minimum value as found on the last assessment roll for the class of stock of the county in which such stock is owned. The value of any animal shall not exceed the sum of Five Hundred Dollars, nor shall any compensation be paid for any stock whose owner has intentionally evaded the taxation thereof, nor for any stock that has not been in the State three months prior to the time the disease is discovered, provided, that an epidemic is declared to exist by the State Livestock Sanitary Board, the value of such stock ascertained as above, may be paid, although such stock has not been in the State for three months prior to such declaration, if it shall appear that the same was shipped into the State without fraud and under certificate of health of a recognized State or Federal Inspector and if such payment is authorized by the Executive Committee of the various Stock Boards of the State, including the State Livestock Sanitary Board, and approved by the State Board of Examiners. Provided that in all cases where the Federal Government compensates the owner of livestock for any portion of the value thereof, such payment as has been made by, or is due from the Federal Government will be deducted from the payment herein provided.'

Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

The hour of 11:00 o'clock a. m. having arrived, Guinn moved that the House resolve itself into a Committee of the Whole for the consideration of Special Orders.

#### SPECIAL ORDERS.

Smith of Lewis and Clark in the Chair.

House resumed.

Mr. Speaker in the Chair.

Smith of Lewis and Clark from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Joint Memorial No. 2, 'Memorializing the Congress of the United States to pass necessary Legislation for the opening of the Crow Indian Reservation to settlement, under the Homestead Law or otherwise,' having had the same under consideration, beg leave to report same back to the House with the recommendation that it be concurred in."

On motion of Smith the report was adopted as read.

On motion of Guinn, Senate Joint Memorial No. 2 was placed on Third Reading.

Senate Joint Memorial No. 2, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Einsel, Flanagan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Hedrick, Healey, Henry, Higgins, Hills, Johnson, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—81.

Noes: None.

Absent and not voting: Burnett, Easton, Fishbaugh, Hall, Hogan, Kelly, Marsh, Mason, Phillips, Prosser.—10.

Excused: Bent, Choiniere, Doner.—3.

Title agreed to and Memorial returned to the Senate.

Mr. Speaker at this time announced that he was about to sign Senate Joint Resolution No. 7 and thereupon proceeded to sign the same in open session.

#### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 4, 1915.

The Speaker, House of Representatives, Helena, Montana.

Sir: Transmitted herewith is a copy of a telegram this day received, con-



veying an invitation to the Assembly to attend the ceremonies incident to the opening of the Celilo Canal, to be held at Lewiston, Idaho, the first week in May.

Yours truly,

S. V. STEWART, Governor.

Copy

### WESTERN UNION TELEGRAM.

Lewiston, Idaho, February 3, 1915.

Governor S. V. Stewart, Helena, Montana.

Lewiston extends to you and through you to the Legislature a cordial invitation to join the Commercial organization of the Columbia-Snake River Basin in a celebration of the opening of the Celilo Canal to be held at Lewiston the first week in May. The opening of the Celilo Canal gives the northwest states an opportunity to attract the attention of the world in connection with the Panama Canal and the California Expositions.

### COLUMBIA-CELILO-PANAMA WATERWAY CELEBRATION COMMITTEE.

By JESSE ADAMS, Secretary.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 84, introduced by Gallagher, being a Bill for an Act entitled, "An Act to repeal Chapter 79 of the Session Laws of 1909, relating to the duty of the Sheriff of each County to visit, in January and July of each year, every place within his County required by law to have a liquor license; to ascertain if the Liquor Laws are being violated; to inspect and list licenses, and report to the Board of County Commissioners," having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 93, introduced by Smith, Lewis and Clark, being a Bill for an Act entitled, "An Act to provide for the recovery of costs and attorney's fees in the foreclosures of Mechanic's Liens," having been read first and second time, and referred to Judiciary Committee, who recommended that the Bill be not concurred in, is herewith returned.

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Banks and Banking, to whom was referred Senate Bill No. 77, introduced by Stevens, being a Bill for an Act entitled, 'An Act to provide for the deposit and control of public moneys in possession of and under the control of County Treasurers of the several Counties of the State of Montana; providing for the payment of interest on all such moneys and to amend Section 3003 of Revised Codes of the State of Montana of 1907 and to repeal Chapter 88 of the Acts of the Thirteenth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that same be indefinitely postponed. Report adopted.

Also Senate Bill No. 75, introduced by Stevens, being a Bill for an Act entitled, 'An Act to provide for the deposit and control of public moneys in possession of and under the control of City and Town Treasurers of the State of Montana; providing for the payment of interest on all such moneys and to amend the Section 3257 of Revised Codes of the State of Montana of 1907, and to repeal Chapter 88 of the Acts of the Thirteenth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that same be indefinitely postponed. Report adopted.

Also Senate Bill No. 80, introduced by Edwards, being a Bill for an Act entitled, 'An Act to amend Section 3910 of the Revised Codes of the State of Montana of 1907, relating to the purchase and holding by a State Bank of Corpor-



ate stock of its own or other corporate stock,' today reported said Bill with the recommendation that it do pass with the following amendments:

To amend Section 1 by striking out after the word 'to' in line 20 and before the word 'hold,' line 21, the words 'purchase and' and adding thereto after the word 'faith' in line 25 the following words: 'provided that any bank holding stock so acquired shall during the period it retains same, maintain in addition to the surplus now required by law, a surplus or undivided profits equal to the book value of said stock.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 94, introduced by MacKenzie, being a Bill for an Act entitled, 'An Act to provide for the deposit and control of all Public Moneys in the possession of and under the control of County, City and Town Treasurers; providing for the payment of interest on all such moneys; and to amend Section 3003 and 3527 of the Revised Codes of Montana of 1907,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 53, being a Bill for an Act entitled, 'An Act providing for the payment of Deficiency claims for the care of the Insane,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 50, being a Bill for an Act entitled, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the Officials thereof, and turned into the State Treasury,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 60, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company for cell work at the State Penitentiary.'

Also House Bill No. 64, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and Eighty-five Dollars (\$885.00) for Vault Equipment in the office of the Clerk of the Supreme Court,' today reported said Bills have been held until the itemized account of the expenditures authorized in said Bills could be obtained. The itemized accounts in each of these cases have now been secured and action will be promptly taken on each of these Bills. Report adopted.

Also House Bill No. 32, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for expense of Judges.'

Also House Bill No. 48, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of Prisoners.'

Also House Bill No. 55, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the transportation of Prisoners.'

Also House Bill No. 59, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for account of Requisitions,' today reported they had requested the State Board of Examiners for statements regarding the expenditures in connection with said Bills, but the information acquired seemed inadequate and the Bills are still being held, pending further information.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 43, by Whiteside, being a Bill for an Act entitled, 'An Act to authorize High Schools in the State of Montana to establish Junior Courses in such High Schools,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 98, by Brower, being a Bill for an Act entitled, 'An Act to amend Chapter 53 of the Thirteenth Assembly, relating to the issuance of reduced or free transportation by common carriers, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second time and referred as follows:

House Bill No. 22, introduced by Morris, entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article XII of the Constitution of the State of Montana, creating a County Board of Equalization and a State Board of Equalization and prescribing the powers, authority and duties of such respective Board. Referred to Judiciary Committee.

House Bill No. 21, introduced by Morris, entitled, 'An Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by National and State Banks, and Banking Corporations, and the assessment for taxation purposes and the payment of taxes on shares of stock in National and State Banks and Banking Corporations and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith.' Referred to Committee on Banks and Banking.

House Bill No. 14, introduced by Higgins, entitled, 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control, and supervision thereof by the State Board of Education; authorizing said State Board to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions; prescribing a seal for the University of Montana and its custody, and the fixing of the same to certain documents, degrees, papers, and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act.' Referred to Committee on Education.

House Bill No. 129, introduced by Coburn, entitled, 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a), 8380 (b) and providing penalties.' Referred to Counties, Towns and Municipal Corporations.

House Bill No. 148, introduced by Appropriations Committee, 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary.'

House Bill No. 153, introduced by Lemmon, entitled, 'An Act for the distribution to and among the several counties of the State of Montana entitled to receive the same, of the money derived from the National Forest Reserve in the State of Montana, now in the State Treasury or hereafter received under any Act or Acts of Congress; providing for the distribution by the Federal Govern-

ment of moneys received from Forest Reserves or otherwise to any State for Road and School purposes.' Referred to Federal Relations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills numbered 85, 76, 84, 78, 83 and Senate Joint Resolution, today reported that said Bills and Resolution had been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF HOUSE BILLS.

House Bill No. 146, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Burnett, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker—84.

Noes: None.

Absent and not voting: Day, Dwyer, Easton, Graybeal, Hall, Healey, Wells—7.

Excused: Bent, Choiniere, Doner—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 147, having been read three several times, was killed by the following vote:

Ayes: Baxter, Bent, Bompert, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Einsel, Gallagher, Gladden, Graybeal, Harmon, Higgins, Hills, Johnson, Kelly, Lord, Lusk, McCarthy, Mansur, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rixon, Sales, Sanderson, Scott, Shrump, Smith of Missoula, Sullivan, Vidal, Wallin, Wells, Wilde—43.

Noes: Anderson, Baldwin, Bechtel, Booth, Buckley, Burnett, Burns, Cariher, Corr, Dwyer, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Guinn, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Jorgensen, Kiley, Lemmon, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Morris, Parker, Rasmussen, Rundle, Schanck, Schmidt, Shott, Searles, Sedgwick, Smith of Lewis and Clark, Stone, Willis, Mr. Speaker—47.

Absent and not voting: Hall—1.

Excused: Bent, Choiniere, Doner—3.

On motion of Fishbaugh, the House recessed at 12:00 o'clock M. until 2:00 o'clock P. M.

### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Mr. Speaker administered the Constitutional Oath of Office to Daniel J. Hanley, Assistant Chief Clerk, vice M. J. O'Leary, resigned, and Richard J. Dwyer, Bill Clerk, vice William Steib, resigned, who duly signed the same.

### REPORTS OF STANDING COMMITTEES.

Lemmon from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment, to whom were referred the following House Bills, Nos. 142, 18, 159, 165, 188 and 192, beg leave to report the same back to the House as correctly engrossed."



## MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 5, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills, Joint Resolution and Joint Memorial:

No. 62. An Act appropriating money for the payment of certain claims against the Board of Poultry Husbandry.

No. 63, an Act appropriating \$15.40 in payment of the claim of the State Publishing Company against the Department of the Coal Mine Inspector.

No. 75, an Act appropriating money for the payment of the claim against the State of Montana of Maurice S. Weiss and Zeb Melhorn.

House Joint Resolution No. 1, Memorializing Congress for the building of one steel bridge jointly with the County of Big Horn across the Big Horn River on the Crow Indian Reservation.

House Joint Memorial No. 2, Petition to Congress to enact Legislation validating all desert land claims made prior to March 23, 1914.

S. V. STEWART, Governor."

## THIRD READING OF HOUSE BILLS.

House Bill No. 73, introduced by Marsh, a Bill for an Act entitled, "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article XII of the Constitution of the State of Montana, relating to exemptions from taxation."

*Be it Enacted by the Legislative Assembly of the State of Montana:*

Section 1. That Section 2 of Article XII of the Constitution of the State of Montana be amended and that the question of such amendment be submitted to the qualified electors of the State of Montana at the next general election.

Section 2. That Section 2 of Article XII of the Constitution of the State of Montana be and the same is hereby amended to read as follows: The property of the United States, the State, counties, cities, towns, school districts, municipal corporations, and public libraries shall be exempt from taxation; and such other property as may be used exclusively for agricultural and horticultural societies, for educational or religious purposes, places for actual religious worship, hospitals and places of burial not used or held for private or corporate profit, and institutions of purely public charity may be exempt from taxation. The Legislative Assembly may authorize the exemption from taxation for a period not exceeding five years, the increased valuation of real estate in process of reclamation or preparation for cultivation, produced by such reclamation or preparation for cultivation, and may also provide for the exemption from taxation of evidences of debt secured by mortgages of record upon real or personal property.

Section 3. That separate official ballots shall be provided at the general election to be held in November 1916, which shall have printed thereon the words "for the amendment to the constitution relating to exemptions," and the words "against the amendment to the constitution relating to exemptions," and the elector shall indicate his preference by marking an X before the proposition for which he desires to vote and the result of the vote on said question shall be determined and declared as provided by law.

Section 4. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 5. This Act shall take effect and be in force after its passage and approval," having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting,



Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—89.

Noes: Burns—1.

Absent and not voting: Stone—1.

Excused: Bent, Choiniere, Doner—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 192, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Kelly, Kiley, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—82.

Noes: Jorgensen, Marsh, Stone—3.

Absent and not voting: Burnett, Graybeal, Hayes, Johnson, Lemmon, Lord—6.

Excused: Bent, Choiniere, Doner—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 165 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Carpenter, Cariner, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker—85.

Noes: Kelly, Rainey, Wells—3.

Absent and not voting: Burnett, Johnson, McNally—3.

Excused: Bent, Choiniere, Doner—3.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 188 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker—85.

Noes: None.

Absent and not voting: Burnett, Graybeal, Hayes, Johnson, Lord, Willis—6.

Excused: Bent, Choiniere, Doner—3.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 159 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Carpenter, Cavitt, Coburn, Collins, Corwin, Crismas, Day, Fishbaugh, Franklin, Gladden, Graybeal, Guinn, Harmon, Hayes, Hawks, Healey, Hedrick, Hills, Hogan, Johnson, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, Macdonald of Flathead, Mackel,

Mansur, Marsh, Mason, Minnick, Morris, Nutting, Ostle, Page, Parker, Rainey, Rixon, Rundle, Sales, Scott, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Willis, Mr. Speaker.—54.

Noes: Booth Burns, Cariher, Dwyer, Einsel, Flanigan, Foltz, Fousek, Hall, Harper, Henry, Kelly, Kiley, McMahon, Moe, Moore, Prosser, Rasmussen, Sanderson, Schanck, Schmidt, Shott, Searles, Stone, Vidal, Wells, Wilde, Buckley.—29.

Absent and not voting: Burnett, Corr, Eliel; Easton, Gallagher, Jorgenson, McNally, Phillips.—8.

Excused: Bent, Choiniere, Doner.—3.—

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 142 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—87.

Noes: Bompert, Mansur.—2.

Absent and not voting: Hayes, Macdonald of Flathead.—2.

Excused: Bent, Choiniere, Doner.—3.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 18, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Burnett, Cariher, Cavitt, Buckley, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Harmon, Hayes, Hawks, Healey, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Lemmon, Lusk, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Ostle, Page, Parker, Phillips, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wilde, Willis, Mr. Speaker.—66.

Noes: Bompert, Booth, Burns, Carpenter, Einsel, Fousek, Guinn, Hall, Harper, Kelly, Kiley, Lord, McCarthy, Morris, Nutting, Prosser, Rainey, Sanderson, Scott, Stone, Vidal, Wallin, Wells.—23.

Absent and not voting: Day, McNally.—2.

Excused: Bent, Choiniere, Doner.—3.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 17 having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bompert, Buckley, Burnett, Cariher, Cavitt, Coburn, Corr, Corwin, Crismas, Day, Eliel, Easton, Fishbaugh, Fousek, Franklin, Gallagher, Graybeal, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Jorgenson, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wilde, Mr. Speaker.—67.

Noes: Anderson, Booth, Burns, Carpenter, Collins, Dwyer, Einsel, Flanigan, Foltz, Guinn, Hall, Hogan, Johnson, Kelly, Kiley, Lord, Prosser, Rainey, Shott, Shrump, Wells.—21.

Absent and not voting: Gladden, Smith of Lewis and Clark, Willis.—3.

Excused: Bent, Choiniere, Doner.—13.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 150 having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Booth, Buckley, Burns, Cariher, Coburn, Collins, Corr, Corwin, Dwyer, Eliel, Easton, Flanigan, Foltz, Fousek, Franklin, Galla-

gher, Gladden, Hall, Harmon, Harper, Hedrick, Henry, Higgins, Hills, Johnson, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Moore, Morris, Nutting, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wilde.—64.

Noes: Anderson, Baldwin, Bompert, Burnett, Carpenter, Cavitt, Crismas, Day, Einsel, Fishbaugh, Graybeal, Guinn, Hawks, Healey, Hogan, Kelly, Minnick, Ostle, Page, Phillips, Wells, Willis, Mr. Speaker.—23.

Absent and not voting: Hayes, Macdonald of Flathead, Moe, Sales.—4.

Excused: Bent, Choiniere, Doner.—3.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Smith of Lewis and Clark in the Chair.

House resumed.

Mr. Speaker in the Chair.

McMahon moved that the Clerk omit reading the titles of the Bills mentioned in the report of the Committee of the Whole. Motion carried.

Smith of Lewis and Clark, from the Committee of the Whole, reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 12, a Bill for an Act entitled, 'An Act directing the State Board of Land Commissioners to permit counties or sub-divisions thereof, road districts and other persons desiring to construct public roads or highways, to remove or use all timber, stone, dirt and gravel from the public lands owned, controlled and held by the State of Montana,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in as amended.

Also Senate Bill No. 40, a Bill for an Act entitled, 'An Act regulating the sale of imported meats, lard and dairy products within the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also Senate Bill No. 42, a Bill for an Act entitled, 'An Act to facilitate the publication of election returns,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also House Bill No. 172, a Bill for an Act to amend Section 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, 'An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907,' respecting the sale of mortgaged property or its removal from the county in which it is situated,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 178, a Bill for an Act entitled, 'An Act accepting the terms and provisions of the Act of Congress, approved May 8th, 1914, relating to co-operative agricultural extension work,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 186, a Bill for an Act entitled, 'An Act creating the Department of Emergency State Police, defining the duties of the Governor in relation thereto; providing for the appointment of a Superintendent thereof; together with the officers and men who shall constitute the force, and defining their powers and duties, and providing for the payment of actual necessary expenses,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.



Also House Bill No. 193, a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Hennessy Company for sundry carpeting and furnishings in the Senate Chamber of the State Capitol Building,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 201, a Bill for an Act entitled, 'An Act to amend Section 9006 (1545), Revised Codes of Montana, 1907, relating to the removal of public officers by summary proceedings, by adding to such section a proviso conferring certain powers upon the Governor in relation thereto,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.

Also House Bill No. 72, a Bill for an Act entitled, 'An Act to amend Sections 4 and 5 of Chapter 122 of the Laws of 1911, of the State of Montana, relating to Juvenile Delinquent Children,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do not pass.

Also House Bill No. 131, a Bill for an Act entitled, 'An Act to amend Sections 1935 and 1936, as the same are designated and numbered in Section 1 of Chapter 121, Session Laws of the Twelfth Legislative Assembly of the State of Montana, so as to read as follows: 'having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be recommitted to the Committee on Horticulture.

Also House Bill No. 102, a Bill for an Act entitled, 'An Act relating to partition fences and repealing Sections 2085, 2086, 2087, 2088 and amending Section 2089 of the Revised Codes of Montana, 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be recommitted to the Committee on Agriculture.

Also House Bill No. 151, a Bill for an Act entitled, 'An Act to amend Section 20 of the Law known as a Bill to propose by initiative petition a Law to provide for party nominations by direct vote relating to the official ballot, the form of and the manner of voting at primary elections,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be recommitted to the Committee on Privileges and Elections."

Smith moved the adoption of the report. Motion carried.

On motion of Hogan, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 166, a Bill for an Act entitled, 'An Act appropriating money to be used for improvements at the State Tuberculosis Sanitarium,' beg leave to report same back to the House with the recommendation that it do pass, subject to the approval of the Committee on Appropriations."

On motion of Hogan, the report was adopted as read and the Bill was referred to the Committee on Appropriations.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 154, a Bill for an Act entitled, 'An Act to repeal Chapter 83, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act and repealing the provisions of Chapter 24 of the Laws of the Twelfth Legislative Assembly",' respectfully beg leave to report the same back to the House with the recommendation that the same do not pass."

On motion of Anderson, the report was adopted as read.

Anderson from the Committee on State Boards and Officers reported as follows:



"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Substitute House Bill No. 265, a substitute for House Bill No. 144, a Bill for an Act entitled, 'An Act to prescribe the duties and powers of the State Examiner with reference to the examination of the books and accounts of incorporated cities and towns and of school districts of the first and second class, and fixing the fees for the examination thereof, and authorizing the State Board of Examiners to provide an additional deputy in the office of the State Examiner, if necessary, and to repeal Chapter 54 of the Session Laws of the Thirteenth Legislative Assembly,' respectfully beg leave to report the same back to the House with the recommendation that the same do pass."

On motion of Anderson, the report was adopted as read and House Bill No. 265 was read first and second time at length and referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 144, a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing fees to be paid into the fund known in the law as the "State Examiner's Fund" by cities, towns and school districts,' respectfully beg leave to report the same back to the House with the recommendation that the same do not pass."

On motion of Anderson, the report was adopted as read.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration Senate Bill No. 30, a Bill for an Act entitled, 'An Act repealing Chapter 13 and Section Six of Chapter Twenty-one of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to Parole Commissioner,' beg leave to report same back to the House with the recommendation that it be not concurred in."

On motion of Hogan, the report was adopted as read:

Phillips from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 84, beg to report the same back as correctly enrolled."

Ostle from the Committee on Military Affairs reported as follows:

"Mr. Speaker: We, your Committee on Military Affairs, after having under consideration House Bill No. 101, being a Bill for an Act entitled, 'An Act to establish the position of custodian of records, mementoes, relics and documents of the Department of Montana of the Republic, and to provide for the preservation of the history of citizens who served in the Army, Navy or Marine Corps of the United States during the Civil War, and to set apart a room in the State Capitol therefor, and to repeal Section 270, the Revised Codes of 1907, and Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' beg leave to report back to the House with the recommendation that the Bill do pass."

On motion of Ostle, the report was adopted as read and the Bill was referred to the Printing Committee.

Ostle from the Committee on Military Affairs reported as follows:

"Mr. Speaker: We, your Committee on Military Affairs, after having under consideration House Bill No. 225, introduced by Vidal, being a Bill for an Act entitled, 'An Act relating to the State Militia of Montana; providing for the organization, regulation, maintenance and discipline of the National Guard of Montana; defining certain offenses, prescribing penalties therefor, and repealing Sections 1050, 1051, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1076, 1077, 1079, 1080, 1081, 1083, 1084, 1085, 1087, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1100, 1102, 1103 and 1104 of the Revised Codes of Montana of 1907,' beg leave to report the same back with the following amendments: Amend Section 44 by striking out the entire section and inserting in lieu thereof the following: 'Section 44. The State Treasurer is hereby authorized and directed to set aside out of the taxes annually levied and collected for State purposes, a sum equal to one-tenth of one mill on each dollar of the total sum of such taxes, and convert the same

into a continuous Military Fund, from which the current expenses of the Militia shall be paid in the same manner as are other claims against the State.' Amend Section 9, line 9, commencing with the word 'order,' insert in lieu thereof 'or prevented by the dangerous illness of his immediate family.' Amend Section 10, line 3, after the word 'militia' insert the words 'or one' of his immediate family.' And as amended recommend that the same do pass."

On motion of Ostle, the report was adopted as read and the Bill was referred to the Printing Committee.

Mr. Speaker at this time announced that he was about to sign House Bill No. 84, and thereupon proceeded to sign the same in open session.

On motion of Macdonald of Flathead, the House adjourned at 5:00 o'clock p. m. until 12:00 o'clock M., Monday, February 8, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## THIRTY-SIXTH DAY.

Monday, February 8, 1915.

### NOON SESSION.

House convened pursuant to adjournment at 12:00 o'clock M.

Mr. Speaker in the Chair.

Roll called. Quorum present.

Excused: Bent—1.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-third day and find same to be correct."

On motion of Shott, the report was adopted as read.

### COMMUNICATION AND PETITIONS.

The following communication was received, read and ordered spread upon the Journal:

"To the House of Representatives: We wish to thank you for kind expression of sympathy for us in our bereavement—the death of our Mother.

Sincerely,

MRS. J. J. FLANIGAN,  
MRS. T. B. FINLEY."

Seattle, Washington, February 5th, 1915.

A Petition from the Wibaux Gun Club, signed by R. B. Chappel, John Burns, Jr. and W. O. Schuett, praying that certain legislation relative to the abolition of the State Deputy Game Wardens be passed and further praying that certain laws be enacted relative to the open season on certain birds and game, was read and referred by Mr. Speaker to the Committee on Fish and Game.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on February 5th, 1915, at 11:20 o'clock A. M. the following House Bills and Memorials: House Bill No. 62, House Bill No. 63, House Bill No. 75, House Joint Resolution No. 1 and House Joint Memorial No. 2; the same having been delivered in duplicate for his approval."

Nutting from the Committee on Federal Relations reported as follows:

"Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Joint Memorial No. 5, being a Memorial petitioning Congress to take steps to reduce the appraised valuation of lands on the Fort Peck Reservation, herewith return it to the House with the recommendation that it do pass."

On motion of Nutting, the report was adopted as read and the Memorial was referred to the Committee on Printing.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 28, 137, 189, 200, 203, 208, 216, 220, 145, 152, 185, 199, 202 and 241, beg leave to report that the same have been returned correctly printed."

Hawks from the Committee on Conservation of Resources reported as follows:

"Mr. Speaker: We, your Committee on Conservation of Resources, having had under consideration House Joint Memorial No. 6, introduced by Hills, 'A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress assembled, requesting the passage of House Bill No. 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of forestry students in collegiate institutions that are or may be aided by states in which are federal forest reserves,' respectfully beg leave to report the same back with the recommendation that it do pass."

On motion of Hawks, the report was adopted as read and the Memorial was referred to the Printing Committee.

### INTRODUCTION OF BILLS.

The following Bills were introduced. At the request of Burnett and Easton, they were each allowed to introduce a Bill without previous notice, unanimous consent having been given.

House Bill No. 266, by Wells: A Bill for an Act entitled, "An Act making it unlawful to kill deer in the counties of Custer, Dawson, Richland, Sheridan, Valley and Phillips before the first of October, 1920, and providing a penalty for the violation thereof."

House Bill No. 267, by Shott (by request): A Bill for an Act entitled, 'An Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana.'

House Bill No. 268, by Easton: A Bill for an Act entitled, 'An Act appropriating \$110.00 out of any money in the State Treasury not otherwise appropriated, as a refund to Sheridan County of money remitted to the State Treasurer for the State's portion of liquor license money, full refund of which money was made by Sheridan County.'

House Bill No. 269, by Burnett and Phillips: A Bill for an Act entitled, 'An Act to provide for the construction of a fish hatchery for the propagation of food fish and other fish in Fergus County, Montana, and to appropriate money therefor.'

House Bill No. 270, by Macdonald (Flathead), (by request): A Bill for an Act entitled, 'An Act to amend Section 6343 of the Revised Codes of the State of Montana of 1907, relating to the selecting of trial jurors.'

House Bill No. 271, by McCarthy: A Bill for an Act entitled, "An Act to amend Chapter 1 of Part II of Title IX of the Revised Codes of 1907, relating to execution sales by adding a new section numbered 6830A, providing for the postponement of Execution Sales."

House Bill No. 2772, by Burnett: A Bill for an Act entitled, "An Act relating to the selection, appraisal, leasing, management, and sale of lands now owned by or hereafter to be acquired by the State of Montana; providing for the use and disposition of the Land Office Expense Fund; and repealing Sections 2158, 2159, 2174, 2181, 2182, 2183, 2184, 2185, 2188 and 2189 of the Revised Codes of Montana, 1907, and amending Sections VI, XXX, XLIII, XLV, LXII, LXV, LXVI, LXVII, LXVIII, LXX, LXXI, LXXVII, LXXVIII, LXXXI and XCIII of Chapter 147 of the Session Laws of the Eleventh Legislative Assembly of Montana."

House Bill No. 273, by Willis: A Bill for an Act entitled, "An Act to provide for the collection of a license tax equivalent to five per cent of the gross earnings of sleeping car companies, express companies, private car companies and telegraph companies doing business in this State; to require reports from said sleeping car companies, express companies, private car companies, and telegraph Companies; to provide for an examination of their books; to provide that sleeping car companies, express companies, private car companies and telegraph companies may be punished for any violation of this Act."

House Bill No. 274, by Gallagher: A Bill for an Act entitled, "An Act to amend Section 2891 of the Revised Codes of the State of Montana of 1907, rela-



tive to the time when the regular meetings of the Boards of County Commissioners of the several counties shall be held."

House Bill No. 275, by Gladden: A Bill for an Act entitled, "An Act to repeal Chapter 56 of the Session Laws of Montana of the Thirteenth Session, entitled, 'An Act to create the department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officers thereof, and providing that the duties now imposed by Law upon the Commissioner of the Department of Agriculture and Publicity shall hereafter be performed by the Commissioner of the Department of Labor and Industry, and abolishing the Department of Agriculture and Publicity.'"

House Bill No. 276, by Cariher: A Bill for an Act entitled, "An Act to promote the Poultry industry in the State of Montana; providing appropriations for the work and making provisions for its administration."

House Bill No. 277, by Committee on Highways: A Bill for an Act entitled, "An Act to provide for the registration and identification of motor vehicles and operators thereof, and for the regulation of vehicles operating upon the public highways of the State, providing for fees and for the disposition thereof; and repealing the provisions of Chapter 73 of the Thirteenth Legislative Assembly."

House Bill No. 278, by Healey: A Bill for an Act entitled, "An Act to provide that water rights to irrigate lands shall pass to the grantee of the land without mention of said water rights, and also providing that such water rights may be reserved in the grant, and also providing that such water rights may be treated as personal property and separately conveyed."

House Bill No. 279, by Johnson: A Bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated and to limit the number of days when such bets or wagers may be recorded, reported or registered, and providing penalties for the breach of the same."

House Bill No. 280, by Johnson: A Bill for an Act entitled, "An Act to amend Section 6 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such act entitled as follows: 'An Act to create and establish a standard sized apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this Act.'"

House Bill No. 281, by McNally: A Bill for an Act entitled, "An Act to amend Section 1 of Chapter 108, Session Laws of the State of Montana of 1913, being an Act regulating and limiting the hours of employment for female employes, and governing the conditions under which female employes shall work, in certain industries and providing penalties for violation thereof."

House Bill No. 282, by Jorgensen: A Bill for an Act entitled, "An Act to prevent fraud in the transfer of accounts receivable by secret transfers."

#### READING OF HOUSE BILLS.

House Bill No. 266 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 267 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 268 read first and second time at length and referred to the Committee on Appropriation.

House Bill No. 269 read first and second time at length and referred to the Committee on Appropriation.

House Bill No. 270 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 271 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 272 read first and second time by title only and referred to the Committee on State Lands.

House Bill No. 273 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 274 read first and second time by title only and referred to the Committee on State Boards and Officers.



House Bill No. 275 read first and second time by title only and referred to the Committee on Development and Publicity.

House Bill No. 276 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 277 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 278 read first and second time by title only and referred to the Committee on Irrigation and Water Right.

House Bill No. 279 read first and second time by title only and referred to the Committee on Fairs and Expositions.

House Bill No. 280 read first and second time by title only and referred to the Committee on Horticulture.

House Bill No. 281 read first and second time by title only and referred to the Committee on Labor.

House Bill No. 282 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

### MOTIONS.

On motion of Macdonald of Flathead, a Committee, consisting of Macdonald of Flathead, Jorgensen and Baldwin, was named to draw up suitable resolutions to express the sentiment of the members of the House of Representatives of the Fourteenth Legislative Assembly in appreciation of the most hospitable manner in which the Missoula Chamber of Commerce entertained them in Missoula at the Red Apple Banquet, and to thank the people of Missoula for their most royal courtesies to the Members of the Assembly.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate and considered by the House:

"Senate Chambers, Helena, Montana, February 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times, and concurred in, are herewith returned for concurrence in Senate amendments:

House Bill No. 51, by Mansur, being a Bill for an Act entitled, 'An Act to amend Section 4846 of the Revised Codes of the State of Montana of 1907, relating to the appropriation of the water of streams or lakes within the State of Montana by the Government of the United States.'

House Bill No. 78, by Wells, being a Bill for an Act entitled, 'An Act to amend Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to tuberculin tests, and the quality and kind of tuberculin to be used therein.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Macdonald of Flathead, House Bill No. 51 was referred to the General File for concurrence in the Senate amendments.

Wells moved that the Senate amendments to House Bill No. 78 be accepted and the same were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanek, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: None.

Absent and not voting: Easton, Hall, Harper, Kelly, Mackel, Mansur, Searles—7.

Excused: Bent, Day—2.

Amendments concurred in and Bill referred to Enrolling Committee.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 5, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 4, introduced by Healey, 'A Resolution or Joint Memorial petitioning the United States Congress to take such action or pass such laws as may be necessary to give the inhabitants of Cook City and vicinity relief by re-establishing a United States mail service to said place,' having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills and Memorial, having been read three several times and passed, are herewith transmitted for your concurrence:

Senate Bill No. 68, introduced by Meadors: A Bill for an Act entitled, 'An Act establishing and defining definitely the boundary line between Richland and Wibaux counties, Montana.'

Senate Bill No. 1, introduced by Whiteside: A Bill for an Act entitled, 'An Act to create a department of farm loans, and provide for the issuance of farm loan bonds; to facilitate the investment of savings of such bonds; to designate the State Treasurer as Commissioner of Farm Loans, and to appropriate money for the use of said department.'

Senate Joint Memorial No. 3, introduced by Roberts: Memorializing the Congress of the United States to pass the necessary legislation for setting aside Territory in Lincoln County, Montana, as a National Park.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Hon. W. S. Haley, Republican Senator elect of the new County of Prairie, appeared at the Bar of the Senate, presented his certificate of election, was duly sworn and is now a Member of the Body of the State Senate.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times in the Senate and referred as follows:

House Bill No. 99, by A. J. Schmidt, being a Bill for an Act entitled, 'An Act to provide for the establishment of heirship and quieting of title in real property in case of the granting of land in the State of Montana by the Federal Government, to the heirs of a deceased entryman.' Committee on Judiciary.

House Bill No. 25, by Kelly, 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 107, by Morris, 'An Act authorizing counties to issue Bonds or Warrants to procure seed grain for needy farmers resident therein; providing for advertising and receiving bids for the purchase of said bonds; providing for the creation of a sinking fund for the purposes of purchasing seed grain; providing for the distribution of said seed among the needy farmers; providing for the levy of a tax and lien against the property of the person to whom said grain has been distributed, and for the security to the county of the payment of said person of the tax and lien against said property; providing penalties for the violation of said Act.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 116, by Johnson, 'An Act to amend Section 4687 of the Re-

vised Codes of Montana, 1907, relating to unrecorded instruments.' Committee on Judiciary.

House Bill No. 117, by Johnson, 'An Act to amend Section 4539 of the Revised Codes of Montana of 1907, relating to implied and resulting Trusts.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced, read first and second time and referred as follows:

Senate Bill No. 117, introduced by Fishbeck, 'An Act concerning County Auditors, prescribing and enlarging their duties and powers, and transferring certain fiscal duties now performed by the County Clerk to the office of County Auditor; to provide for the appointment of Deputy Auditors in counties of the fourth and fifth classes, and fix their compensation; prescribing certain duties of the State Examiner and the Board of County Commissioners in relation thereto; to amend Sections 2746, 2747, 2748, 2753, 2768, Sub-section 5 of Section 2986, and sections 2987, 2996, 3007, 3104, 3108, 3179 and 3184, and to repeal Sub-section 4 of Section 3045 and sub-sections 1, 2, 4, 5 and 6 of Section 2953 of the Revised Codes of Montana, 1907.' Referred to Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 118, introduced by Oliver, 'An Act providing for the regulation and control of Public Billiard and Pool Halls within the State of Montana, and providing the penalty for violation of this Act.' Referred to Committee on Public Morals.

Senate Bill No. 119, introduced by Williams, 'An Act to provide for the management and control of the Montana State Tuberculosis Sanitarium.' Referred to Committee on Sanitary Affairs. Introduced without previous notice by consent of Senate.

Senate Bill No. 120, introduced by Joint Committee on Education, 'An Act to provide for the redistricting of the third class districts in each county; creating a rural school district in each county, composed of all third class districts and parts thereof as a unit for the purposes of administration and taxation; providing for the creation of sub-divisions of rural districts for the purposes of local administration; providing for Boards of Trustees for rural school districts, and prescribing the manner of election, number, terms, powers and duties of said Boards of Trustees; providing for the appointment of local clerks in sub-divisions, and prescribing the powers and duties of the same; providing for taking over of funds, property, and indebtedness of third class districts by the rural school districts; providing for the assumption and payment of all indebtedness of third class districts by the rural school district; providing for bonding of school districts for payment of indebtedness; and providing for the manner of acceptance of the provisions of this Act by the people of the several counties." Introduced without previous notice by consent of Senate. Referred to Committee on Education.

Senate Bill No. 121, introduced by Brower, 'An Act concerning the fees collected by the Clerk of the District Court in naturalization proceedings.' Referred to Committee on Judiciary.

Senate Bill No. 122, introduced by Oliver, 'An Act to amend Section 45 of a Bill entitled, "To propose by initiative petition a law to limit candidates' election expenses; to define, prevent and punish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and elections in certain cases," approved and passed by the people at the General Election of November, 1912.' Referred to the Committee on Election and Privileges.

Senate Bill No. 123, introduced by Darroch, 'An Act to amend Section 3 of Chapter 81, Session Laws of the Eleventh Legislative Assembly of the State of Montana, which said Chapter 81 was entitled, "An Act to amend Sections 8782, 8783, 8784, 8785, 8787 and 8788 of the Revised Codes of Montana, 1907, relating



to the protection and killing of wild game and beaver, and preventing the sale of beaver skins, and providing a punishment for the violation of this Act," and to extend the open season for elk, mountain sheep and mountain goat.' Introduced without previous notice by consent of Senate. Referred to Committee on Fish and Game.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the communications from the House relative to House amendments to Senate Joint Resolution No. 6, was duly received and read: Communication follows:

'The House Members of the Committee are in favor of the Committee performing the duties conferred upon it by the Joint Resolution under which it was created, but are not in favor of imposing those duties upon Attorneys, clerks or Accountants:

'We therefore recommend that Senate Joint Resolution No. 6 be amended so as to read as follows:

"That the Joint Committee be and the same is hereby authorized to subpoena witnesses and administer oaths to such witnesses; that the Committee be authorized to expend in the discharge of its duties a sum not exceeding \$1,000.00 and the State Auditor shall pay any claims certified to by the Committee from the Contingent Expense Fund of the Fourteenth Legislative Assembly already provided for.'"

On motion by Dwight, duly seconded and carried, Senate Joint Resolution was referred to the Senate Committee of three, consisting of Senators Dwight, Edwards and Grande, appointed for the consideration of Senate Joint Resolution No. 6, to report back their recommendations."

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 5th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the introduction of Bills, have this day been given:

By Williams: An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter 33 being an Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of Elk, Rocky Mountain Goats and Rocky Mountain Sheep, and fixing the open season thereof and providing for a closed season on Elk in certain counties and parts of counties in Montana until October first, 1918, and defining the sex and age of Rocky Mountain Sheep that may lawfully be killed during the open season and providing penalties for the violation thereof and to provide a closed season for Rocky Mountain Goats until October first, 1918.'

By Hogan: 'An Act to amend Sections 9, 10 and 11 and to repeal Section 41 of Chapter 74 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act to amend Chapter 113 of the Laws of 1911 relating to the Registration of Electors in Counties, Cities, Towns and School Districts.'"

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 1, 68, and Senate Memorial No. 3, today reported that said Bills and Memorial had been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to



whom was referred House Bill No. 140, introduced by the Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, stenographer to the Bureau of Child and Animal Protection and Adjutant General,' today reported said bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 64, introduced by the Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and Eighty-five Dollars (\$885.00) for vault equipment in the office of the Clerk of the Supreme Court,' today reported said bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 48, introduced by the Appropriations Committee, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of prisoners,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment, to whom was referred Senate Joint Resolution No. 7 today transmitted same to His Excellency, the Governor, and received the dated receipt of his private secretary thereof.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Joint Resolution No. 7, today reported that said Bill had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Towns, Counties, and Municipal Corporations, to whom was referred Senate Bill No. 99, by Annin, being a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 52 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the powers of the Public Service Commission to regulate Public Utilities when owned and operated by the Municipalities, Towns or Villages,' today reported said Bill with the recommendation that it be indefinitely postponed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Privileges and Elections, to whom was referred 'the contests of Martin Flasted against John Oliver for the office of State Senator from Fallon County and the contest of Charles W. Smith against Charles S. Muffy for the office of State Senator from Broadwater County,' today made the following report thereon:

'Hearings were had in each of said contests, at which both contestants and contestees were present in person and represented by their respective attorneys.

After a careful examination and consideration of the contest filed and presented in each case, we are of opinion that there is no merit whatsoever in either contest.

From a careful examination of the entire record in each case, we are of the opinion that a majority of the qualified electors of Fallon County desired John Oliver to represent them in this body and that a majority of the qualified electors of Broadwater County likewise expressed their will that Charles S. Muffy should represent them in this body, and that no sufficient reason exists why the will of the people, so expressed, should not be carried into effect.

Legal objections have been raised and presented in each case by counsel for the contestees on the ground and for the reason that the contests were not

filed in the time prescribed by law, but from our view of the case respecting the sufficiency of the contests and evidence adduced in support thereof it is unnecessary to consider these questions.

The Constitution of the State of Montana, Article V, Section 9, provides that each House of the Legislative Assembly shall be judge of election, return and qualification of its members.

And applying this rule to the cases under consideration, we respectfully recommend that John Oliver be given his seat and be declared the duly qualified and acting State Senator from the County of Fallon, Montana, and that Charles S. Muffy be given his seat and be declared the duly qualified and acting State Senator from the County of Broadwater, Montana.

Respectfully submitted,

KINNEY, Chairman."

Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing found it necessary, in order to expedite the printing of bills correctly, and reported on same with the recommendation that an experienced man in that line be stationed at the State Publishing Company as proof reader.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills numbered 86, 60 and 91, today reported that said bills had been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 5th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred House Bill No. 50, by Committee on Appropriations, being a Bill for an Act entitled, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the officials thereof and turned into the State Treasury,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 53, by Appropriations Committee, being a Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the care of the insane,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Also Senate Bill No. 76, by Asbridge, being a Bill for an Act entitled, 'An Act to define Estray, and to provide for the disposition of Estrays,' today reported said bill with the recommendation that it do pass with the following amendments: Amend Section 3 by striking out in line 23 of the printed bill, after the word 'Act' the words 'in the event that it is not possible or practicable to ship the said estray or estrays to a market point where the State Board of Stock Commissioners maintains an Inspector.' Amend Section 3 by striking out in line 26, after the word 'cash' the words 'provided that at the time' and inserting in lieu thereof the words 'and before removal from.' Amend Section 3 by striking out in line 27 after the word 'with' the article 'a' and inserting in lieu thereof the article 'the' and by inserting after the word 'recorded' the word 'estrays.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 83, by Junod, being a Bill for an Act entitled, 'An Act to amend Act 8475 of the Revised Codes of Montana, respecting the penalty to be imposed on account of the trespass of livestock contrary to the provisions of Act 8474 of the Revised Codes of Montana,' today reported said bill with the recommendation that the bill do pass with the following amendments: Amend Title by striking out in line 1 and line 2 the word 'Act' and inserting in lieu thereof the word 'Section.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 84 by Junod, being a Bill for an Act entitled, 'An Act prohibiting the grazing of livestock in herd within a distance of two miles of any city or town; fixing a penalty; and defining a city or town for the purposes of this Act,' today reported said bill with the recommendation that it do pass with the following amendment: Amend Section 1 by striking out in line 4 the words 'two miles' and inserting in lieu thereof the words 'one mile.' And insert in line 1 between the word 'other' and the word 'under' the word 'livestock.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Macdonald of Flathead, the House recessed at 1:00 o'clock p. m. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

#### THIRD READING OF SENATE BILLS.

On motion of Day, the third reading of Senate Bills was dispensed with and the Journal was authorized to show that the Bills had been read at length.

Senate Bill No. 12, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86.

Noes: Hills, Minnick—2.

Absent and not voting: Fishbaugh, Hawks, Kelly, Macdonald of Flathead—4.

Excused: Bent, Harper—2.

Title agreed to and Bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 40, having been read three several times, was concurred in by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—84.

Noes: Anderson, Einsel, Guinn, Phillips, Rainey—5.

Absent and not voting: Fishbaugh, Hawks, Kelly—3.

Excused: Bent, Harper—2.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 42, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompart, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phil-

lips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: None.

Absent and not voting: Burnett, Choiniere, Day, Eliel, Kelly, Scott, Sullivan—7.

Excused: Bent, Harper—2.

Title agreed to and Bill returned to the Senate.

With the indulgence of the House, Mr. Speaker reverted to Order of Business.

#### COMMUNICATIONS.

The following communications were received and read:

“Western Union Night Letter.

Butte, Montana, February 7, 1915.

Hon. George L. Ramsey, Speaker of the House of Representatives, Helena, Montana: At a mass meeting of Butte Business men and Citizens held this afternoon, a motion was adopted requesting that a Committee of this meeting be permitted in the immediate future to address the Senate and House in Joint Session if possible, otherwise in separate session, in favor of the elimination or restriction of Race Track Gambling. We have wired Lieutenant Governor McDowell and would be pleased if you would confer with him. Kindly withhold reports by Committees to which any Race Track Bill may have been referred until we can be heard.

(Signed) SAM R. WHITE, Chairman.

E. S. SHIELDS, Secretary.”

On motion of Macdonald of Flathead, the action on the Bills above mentioned was ordered withheld in compliance with the request contained in the message.

“Hon. George L. Ramsey, Speaker of the House.

Hon. W. W. McDowell, President of the Senate.

Gentlemen: A cordial invitation is extended to the Members of the Assembly to visit and register their names in the Grand Army Republic Room, located on upper floor, east end of the State House.

We especially desire that all sons of soldiers, both Union and Confederate, as well as the Sons of the Revolutionary War, Pioneers and Indian Wars, register their names and address before the Fourteenth Legislative Assembly adjourns sine die.

Very respectfully,

(Signed) G. I. RICHIE, Assistant Adjutant General, Montana G. A. R.

(Signed) JOHN A. SCHMIDT, Custodian.”

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders, debate on any one measure to be limited to twenty minutes and individual debate to five minutes.

#### GENERAL ORDERS.

Phillips in the Chair.

House resumed.

Mr. Speaker in the Chair.

Phillips from the Committee of the Whole reported as follows:

“Mr. Speaker: Your Committee of the whole, to whom was referred House Bill No. 161, a Bill for an Act entitled, ‘An Act to provide for a system of criminal identification in the State of Montana, the duties of the Sheriffs and Police Officers in connection therewith; providing for the appointment of a Superintendent of Criminology; prescribing his duties and fixing his compensation,’ having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 175, a Bill for an Act entitled, ‘An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to County printing,’ having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be recommitted to the Committee on Development and Publicity.



Also House Bill No. 119, a Bill for an Act entitled, 'An Act to prevent the shipment of dockage or screenings from the State of Montana by Elevators, Warehousemen, or dealers in grain, except where dockage has been separated from grains by the usual methods employed,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be re-referred to the Committee on Agriculture.

Also House Bill No. 130, a Bill for an Act entitled, 'An Act to amend Sections 7, 10 and 11, Chapter 130, Session Laws of 1911, relating to the sanitary condition of Slaughter Houses; the method of procedure in condemning diseased meats; the issuing of licenses by the State Board of Health, and the employment of special Inspectors,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 160, a Bill for an Act entitled, 'An Act to amend Section 3214 of the Revised Codes of the State of Montana, 1907, relating to the Extension of the Corporate Limits of any city or town,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 206, a Bill for an Act entitled, 'An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney at law, or counsellor at law, in any Court of the State of Montana, unless duly admitted to practice by the Supreme Court of Montana, and providing a penalty therefor,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 207, a Bill for an Act entitled, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of Bonds by Counties,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be committed to the Judiciary Committee.

Also House Bill No. 105, a Bill for an Act entitled, 'An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of Probation Officers in Judicial Districts, specification of their duties, and providing for their compensation,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 212, a Bill for an Act entitled, 'An Act to provide for the organization of Special Road Districts in the Several Counties of the State, to provide for the election and appointment of Directors and other officers for Special Road Districts; prescribing their duties and regulating the government thereof; and to provide for the levy of taxes in Special Road Districts and the disbursements of the Special Road District Fund,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended."

On motion of Phillips, the report was adopted as read.

On motion of Day, the House adjourned at 5:15 o'clock P. M. until 10:00 o'clock A. M., Tuesday, February 9, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## THIRTY-SEVENTH DAY.

Tuesday, February 9, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Bent, Harper—2.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-sixth day and find same to be correct."

On motion of Shott, the report was adopted as read.

Mr. Speaker introduced C. E. Taylor, Republican Member of the House from the newly created County of Phillips, and thereupon proceeded to administer the following oath of Office:

"I do solemnly swear that I will support, protect and defend the Constitution of the United States and the Constitution of the State of Montana, and that I will discharge the duties of my office with fidelity; and that I have not paid or contributed or promised to pay or contribute, either directly or indirectly, any money or other valuable things to procure my nomination or election, except for necessary and proper expenses expressly authorized by law; that I have not knowingly violated any election law of this State; or procured it to be done by others in my behalf; that I will not knowingly receive, directly or indirectly, any money or other valuable things for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law—so help me God."

Mr. Speaker made the following announcement:

"Mr. Harmon yields his position on the Printing Committee; Mr. Rixon yields his position on the Apportionment and Representation Committee; Mr. Sales yields his position on the Labor Committee, in favor of Mr. Taylor of Phillips County."

## NOTICES OF BILLS.

By Fishbaugh: A Bill for an Act entitled, "An Act fixing the liability for the support of insane persons committed to the State Insane Asylum; providing for the appointment of a fiscal agent of the State Board of Commissioners for the insane; fixing his term and salary and providing for his removal, and prescribing his duties and the duties of County Attorneys acting in conjunction with him."

By Willis: A Bill for an Act entitled, "An Act to amend Section 4340 of the Revised Codes of Montana of 1907, relating to telephones."

By Willis: A Bill for an Act entitled, "An Act to provide for the construction of a fish hatchery, for the propagation of food fish and other fish, in Glasgow, Valley County, Montana, and to appropriate money therefor."

By Willis: A Bill for an Act entitled, "An Act to repeal Chapter 56 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

By Fousek: A Bill for an Act entitled, "An Act regulating the rights and privileges of clubs, societies and associations, in counties and in cities and towns of more than three hundred inhabitants to dispense intoxicating liquors to members and members' guests."

By Gallagher: A Bill for an Act entitled, "An Act to amend Chapter 35 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the regulation, issuance and renewal of licenses for the sale of spirituous, malt, or fermented liquors, and to add certain sections thereto."

By McCarthy: A Bill for an Act entitled, "An Act to amend Section 3116 of the Revised Codes of Montana of 1907, as amended by Chapter 112 of the Session Laws of 1913, relative to the salaries of County Officers according to classification of counties."

By Macdonald: A Bill for an Act entitled, "An Act providing a method for the assessment and taxation of all insurance companies organized under the

laws of the State of Montana, and providing upon what property insurance companies shall be assessed and taxed, and allowing certain deductions."

By Macdonald (Flathead): A Bill for an Act entitled, "An Act to amend Sections 4017 and 4018, Revised Codes of Montana, 1907, pertaining to the license fees of Insurance Corporations, Associations and Societies, and allowing deductions to be made, where any company has fifty per cent of its capital invested in Montana securities."

By Guinn: A Bill for an Act entitled, "An Act to amend Section 3118 of the Revised Codes of Montana of 1907, as amended by Chapter 85 of the Session Laws of 1909, as amended by Chapter 132 of the Session Laws of 1911, relating to the salary and compensation of deputies to county officers and assistants."

By Johnson: A Bill for an Act entitled, "An Act relating to the registration of electors in counties, cities, towns and school districts by requiring persons applying to be registered to subscribe an oath or affirmation and requiring persons applying for the cancellation of their former registration to subscribe to an affidavit."

By Schmidt: A Bill for an Act entitled, "An Act to amend Chapter 35 of the Laws of the Thirteenth Legislative Assembly relating to the issuance of retail liquor dealers' licenses, by amending Sections 3 and 3a and adding Section 3b; defining the term 'qualified electors,' and Section 3c, abolishing the right of appeal to the District Court, and amending Section 2761 of the Revised Codes of 1907, as amended by Chapter 116 of the Laws of the Thirteenth Legislative Assembly."

By Lord: A Bill for an Act entitled, "An Act authorizing the creation of lighting districts for lighting streets in cities and towns and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property."

#### REPORTS OF SELECT COMMITTEES.

Hogan, Corwin and Kelly, Special Committee to investigate typewriters, reported as follows:

"Mr. Speaker: In view of the extra work now piling up in the Enrolling room, we, your Committee on Typewriters, find it necessary to recommend the purchase of two number 11 Remington Typewriters; these two in addition to those we can rent and borrow, will be sufficient, we are advised, to take care of all the work for the balance of the Session."

On motion of Corwin, the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bills Nos. 172, 178 and 193, beg leave to report the same back to the House as correctly engrossed."

Choiniere from the Committee on Enrollment, reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 8th, 1915, at 2:21 o'clock p. m. to His Excellency, the Governor, House Bill No. 84 and duplicate, for his approval."

Lemmon from the Committee on Railroads and Transportation, reported as follows:

"Mr. Speaker: Your Committee on Railroads and Transportation, to whom was referred Substitute Senate Bill No. 18, a Bill for an Act entitled, 'An Act to amend Section One of Chapter Sixty-three of the Acts of the Thirteenth Legislative Assembly, approved March 8, 1913, relating to inspection of steamboats, ferry boats, and the control of navigation,' having had same under consideration, beg leave to recommend that it be not concurred in."

On motion of Lemmon, the report was adopted as read.

Lemmon from the Committee on Railroads and Transportation, reported as follows:

"Mr. Speaker: Your Committee on Railroads and Transportation, to whom was referred House Bill No. 213, a Bill for an Act entitled, 'An Act requiring every person, corporation or receiver engaged in constructing or repairing railroad cars and equipment to erect and maintain buildings to cover repair tracks

and shops, and providing penalties for violation of this Act,' having had same under consideration, beg leave to recommend that it be indefinitely postponed."

On motion of Lemmon, the report was adopted as read.

Ostle, Willis, Hawks, Bechtel, Sales, Smith, of Missoula and Rasmussen, a majority of the Committee on Ways and Means, reported as follows:

"Mr. Speaker: We, the undersigned, being a majority of your Committee on Ways and Means, to whom was referred Senate Bill No. 13, by O'Shea, being a Bill for an Act entitled, 'An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect",' beg leave to recommend that the same be concurred in."

#### MINORITY REPORT.

Dwyer, Fishbaugh and Macdonald of Flathead, a Minority of the Committee on Ways and Means, reported as follows:

"Mr. Speaker: We, the undersigned, being in the minority of your Committee on Ways and Means, to whom was referred Senate Bill No. 13, by O'Shea, being a Bill for an Act entitled, 'An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect",' beg leave to recommend that the same be recommended to the Committee on Judiciary."

Dwyer moved the adoption of the Minority report.

Sales moved a substitute therefor—the adoption of the Majority report.

The motion of Sales was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Booth, Buckley, Carlier, Coburn, Collins, Corr, Corwin, Eliel, Easton, Gallagher, Gladden, Hall, Harmon, Hayes, Hedrick, Henry, Higgins, Hills, Lusk, McDonald of Teton, Mackel, Moe, Moore, Ostle, Parker, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Taylor, Wallin.—41.

Noes: Anderson, Bompart, Burnett, Burns, Carpenter, Cavitt, Choiniere, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Guinn, Hawks, Healey, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Morris, Nutting, Page, Phillips, Prosser, Rainey, Shott, Searles, Sullivan, Vidal, Wells, Wilde, Willis, Mr. Speaker.—49.

Absent and not voting: Graybeal, Scott, Stone.—3.

Excused: Bent, Harper.—2.

The Minority report was adopted.

Mr. Speaker announced that he was about to sign House Joint Memorial No. 4 and House Bill No. 78, and thereupon proceeded to sign the same in open session.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Joint Memorial No. 4, beg leave to report the same back as correctly enrolled."

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 78, beg leave to report same correctly enrolled."

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 227, being a Bill for an Act entitled, 'An Act to provide for the Semi-annual payment of property taxes at the option of each tax payer and to



provide and to fix penalties for the non-payment of taxes,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do not pass."

On motion of Macdonald, the report was adopted as read.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 174, being an Act entitled, 'An Act providing for the creation of herd districts, prescribing the manner of the creation thereof, and prohibiting the running of livestock at large therein, and providing a penalty for the violation of same,' beg leave to report the bill back with the recommendation that the same do not pass."

Wells moved that the report be adopted.

Morris moved as a substitute therefor that the bill do pass. Motion of Morris was lost.

Morris moved that House Bill No. 174 be printed. Motion carried, and bill was referred to Printing Committee.

Mr. Speaker announced that he was about to sign Senate Joint Memorial No. 2, Senate Joint Memorial No. 6 and thereupon proceeded to sign the same in open session.

Wells from the Committee on Livestock and Public Ranges, reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Substitute Bill No. 61, being a Bill for an Act entitled, 'An Act to amend Section 1791 of the Revised Codes of 1907, relating to marks and brands, and making a recorded brand prima facie evidence of ownership,' beg leave to report that the same be concurred in."

On motion of Wells, the report was adopted as read, and the bill placed on General File.

McNally from the Committee on Affairs of Cities, reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 38, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof,' beg leave to report the same back to the House without recommendation."

On motion of McNally, the report was adopted as read.

McNally moved that Senate Bill No. 38, together with House Bill No. 224, be made a Special Order for 2:30 o'clock this afternoon, and that the two bills be considered in conjunction in Committee of the Whole at that hour. Motion duly carried.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 198, being a Bill for an Act entitled, 'An Act to amend Section 4 of Chapter 82 of the Session Laws of 1913, relating to the practice of Veterinary Medicine,' beg leave to report the same back with the recommendation that it do not pass."

On motion of Wells, the report was adopted as read.

Rainey from the Committee on Education, reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration Senate Joint Resolution No. 5, introduced by the Committee on Education, 'A Joint Resolution relative to aid from the Government of the United States for Industrial Education and the Inauguration and Establishment of a National University of Education,' beg leave to report the same back to the House with the recommendation that it be concurred in."

On motion of Rainey, the report was adopted as read and the Bill placed on General File.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 230, being a Bill for an Act entitled, 'An Act to provide for a uniform dress for all school girls and to empower the State Board of Health to make rules as to material used therein, style in which made, and cost thereof,' beg leave to report the same back with the recommendation that it do not pass."

On motion of Rainey, the report was adopted as read.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 264, being a Bill for an Act entitled, 'An Act to amend Section 2112 of Chapter 76 of the Session Laws of 1913, providing for the support of District High Schools,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Rainey, the report was adopted as read, and the bill was referred to the Printing Committee.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 255, being a Bill for an Act entitled, 'An Act to provide for the organization of Consolidated School Districts,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Rainey, the report was adopted as read and the bill was referred to the Printing Committee.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 263, being a Bill for an Act entitled, 'An Act to amend Section 2002 of Chapter XX of the General School Law enacted by the Thirteenth Legislative Assembly, providing for a Special Tax Levy for School purposes, and fixing the maximum of any such levy,' beg to report the same back to the House with the recommendation that the Bill do pass, as amended: Amend Section 1, by inserting after the word 'year' in line 15, the following: 'Provided, that when a tax of 12 mills does not provide adequate school facilities for any district, the Trustees of such district may submit the question of raising an additional tax, of not to exceed three mills, to the qualified electors of said district at any regular or special election called for that purpose. If a majority of the electors voting at any such election shall vote for the increased tax levy, then the Trustees shall certify the same to the County Commissioners in the manner indicated above.'"

On motion of Rainey, the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 246, being a Bill for an Act entitled, 'An Act to provide for the admission in evidence of certain affidavits in support of accounts,' having had said bill under consideration, beg leave to report same back with the recommendation that it do not pass."

On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 247, being a Bill for an Act entitled, 'An Act to amend Section 3698 of the Revised Codes of the State of Montana, 1907, relating to liability of husband and wife, and repealing all Acts and parts of Acts in conflict therewith,' having had said bill under consideration, beg leave to report same back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read, and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 257, being a Bill for an Act entitled, 'An Act to provide that in all Civil Actions before Justices of the Peace certain allegations shall be taken as true unless denied by the affidavit of the opposite party,' beg leave to report that having had same under consideration, we recommend that the Bill be amended as follows:

In line 2 of Section 1, after the word 'peace' insert the word 'verified,' and in the same line after the word 'allegations' insert the following words 'by the plaintiff, his agent or attorney,' and that as so amended the Bill do pass."

On motion of Dwyer the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, having had under consideration House Bill No. 36, being a Bill for an Act entitled, 'An Act providing for the delivery of ballots and stamps by the County Clerk to the Judges of Election and for the delivery of the Election returns to the County Clerk; amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547a, 583a and 583b,' do hereby recommend that the same do not pass, and we further recommend that Substitute for House Bill No. 36, being a Bill for an Act entitled, 'An Act providing for the delivery of ballots and stamps by the County Clerk to the Judges of Election and for the delivery of the Election returns to the County Clerk; amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547a, 583a and 583b,' do pass."

On motion of Dwyer, the report was adopted as read.

House Bill No. 289, Substitute for House Bill No. 36 was read first and second time by title only, in accordance with motion of Day, and referred to the Committee on Printing.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 73, being a Bill for an Act entitled, 'An Act to amend Sub-division 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon corporations,' having had same under consideration, beg leave to report back with the recommendation that same be concurred in." On motion of Dwyer, the report was adopted as read and the Bill placed on General File.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 89, being a Bill for an Act entitled, 'An Act to regulate the issuance of licenses of retail liquor dealers in cities, towns, villages or camps containing a population of less than one hundred,' having had same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 253, being a Bill for an Act entitled, 'An Act to amend Chapter 122 of the Laws of 1911, being "An Act providing for a Juvenile Court Procedure, providing for the appointment of Probation officers, outlining their duties and specifying their compensation; defining Juvenile Delinquent persons, and a Delinquent child, providing a lawful method of procedure against Juvenile Delinquents, their parents and guardians; specifying places for their temporary and permanent detention and the compensation for their care; providing for time and place of trial; providing methods and means to carry the provisions of this Act into effect, by adding Sections thereto to be known as Sections 29, 30, 31, 32 and 33; providing for the appointment of a State Juvenile Court Matron and Deputy, and defining their duties and fixing their compensation,' having had same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 236, being a Bill for an Act entitled, 'An Act to amend Section 7631 of the Revised Codes of Montana of 1907, relating to allowances for expenses and the compensation of executors and administrators and to prescribe the compensation of their attorneys,' having had the same under consideration, beg leave to report back with the recommendation that it do not pass."

Dwyer moved the adoption of the report.

Smith of Lewis and Clark moved as a substitute therefor that the Bill be printed.

Day offered as a substitute for both previous motions that the Bill be referred to the Committee on Judiciary.

Day's motion prevailed and the Bill was re-referred to the Judiciary Committee.



Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 82, being a Bill for an Act entitled, 'An Act to prohibit the importation or employment of armed guards in this State and to prohibit the contribution by corporations or individuals, except through the regular method of taxation, to the support of State Militia or any member thereof,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

#### MINORITY REPORT.

Mackel offered a Minority Report as follows:

"Mr. Speaker: We, a minority of your Committee on Judiciary, to whom was referred House Bill No. 82, being a Bill for an Act entitled, 'An Act to prohibit the importation or employment of armed guards in this State and to prohibit the contribution by corporations or individuals, except through the regular method of taxation, to the support of State Militia or any member thereof,' having had same under consideration, beg leave to recommend that it do not pass, and we further recommend that Substitute for House Bill No. 82, being a Bill for an Act entitled, 'An Act to prohibit the employment of armed guards in this State and to prohibit the contribution by corporations or individuals except through the regular methods of taxation, to the support of armed guards or State Militia or any member thereof,' do pass." Dwyer moved the adoption of the Majority report.

Mackel moved as a substitute therefor the adoption of the Minority report. Mackel's motion was lost by the following vote:

Ayes: Bechtel, Buckley, Cavitt, Corr, Hayes, Hawks, Healey, Jorgensen, Kelly, Mackel, Mansur, Mason, Morris, Page, Shrump, Searles, Sedgwick, Stone, Willis—19.

Noes: Anderson, Baldwin, Baxter, Burnett, Burns, Carpenter, Cariher, Coburn, Choiniere, Collins, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kiley, Lemmon, Lusk, McCarthy, McMahon, Minnick, Moe, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde, Taylor, Mr. Speaker—62.

Absent and not voting: Bompart, Booth, Crismas, Graybeal, Lord, McDonald of Teton, McNally, Macdonald of Flathead, Moore, Rundle, Scott—11.

Excused: Bent, Harper, Marsh—3.

Dwyer's motion prevailed.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 161, 206, beg leave to report same back to the House as correctly engrossed."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered Two Hundred Forty (240), Two Hundred Forty-two (242), Two Hundred Twenty-one (221), One Hundred Seventy-one (171), One Hundred Sixty-three (163), One Hundred Eighty-three (183), One Hundred Eighty (180), One Hundred Ninety-one (191), Two Hundred Thirty-three (233), and Two Hundred Thirty-five (235), beg leave to report that the same have been returned correctly printed."

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration, House Bill No. 226, being a Bill for an Act entitled, 'An Act to pay John Wimmett and R. B. Haddox for stock killed by reason of being compelled to dip said stock under the provisions of Chapter 120 of the Session Laws of the Thirteenth Legislative Assembly, and appropriating money therefor.'

Also House Bill No. 244, being a Bill for an Act entitled, 'An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish, in Mineral County, Montana, and to appropriate money therefor,' beg leave to report said Bills back to the House with the recommendation that they do not pass." On motion of Day, the report was adopted as read.



Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 108, being a Bill for an Act entitled, 'An Act providing for the inspection, registration and sealing of seeds produced in the State of Montana, making an appropriation for the maintenance thereof, and providing for the administration and defining the nature and scope of the work,' beg leave to report same back to the House with the recommendation that it be re-referred to the Committee on Agriculture." On motion of Day, the report was adopted as read and the Bill was re-referred to the Committee on Agriculture.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 215, being a Bill for an Act entitled, 'An Act appropriating money for the use of the State Agricultural College at Bozeman, Montana, to be used in employing field men to instruct producers of agricultural and horticultural products in establishing standards of grading and packing such products,' beg leave to report said Bill back to the House with the recommendation that it be re-referred to the Committee on Agriculture." On motion of Day, the report was adopted as read and the Bill was re-referred to the Committee on Agriculture.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, to whom was referred House Bill No. 197, being a Bill for an Act entitled, 'An Act appropriating money for the restoration and maintenance of Old Fort Benton.'

Also House Bill No. 243, being a Bill for an Act entitled, 'An Act to appropriate money for the purchase of Anti-hog Cholera Serum, to be purchased by the Experimental Station of Montana Agricultural College for the purpose of distribution to any person so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same shall be handled.'

Also House Bill No. 262, being a Bill for an Act entitled, 'An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana,' beg leave to report said Bills back to the House with the recommendation that they and each of them do pass."

On motion of Day, the report was adopted as read and the Bills were referred to the Printing Committee.

#### SPECIAL COMMUNICATIONS.

The following communication was received and read:

"Mr. Speaker and Members of the House of Representatives:

The Bozeman Chamber of Commerce extends to you a cordial invitation to visit Bozeman, the Agricultural College and Experiment Station next Saturday, February 13th. Luncheon will be served at the Home Science Department of the College and dinner at the Hotel Bozeman. Wives of Members are included in this invitation.

A special train will be at the service of the Members and will return to Helena Saturday evening.

W. H. SALES,  
J. M. GRAYBEAL,  
W. E. HARMON.

On motion of Macdonald of Flathead, the invitation was duly accepted.

The following item was in part omitted from the Journal of Wednesday, February 3rd, 1915.

"House Bill No. 22, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article XII of the Constitution of the State of Montana, creating a County Board of Equalization and a State Board of Equalization and prescribing the powers, authority and duties of such respective Board.'

*Be it Enacted by the Legislative Assembly of the State of Montana:*

Section 1. That Section 15 of Article XII of the Constitution of the State of Montana be amended and that the question of such amendment be submitted to the qualified electors of the State of Montana at the next general election.

Section 2. That Section 15 of Article XII of the Constitution of the State of Montana be and the same is hereby amended to read as follows:

'Section 15. The Board of County Commissioners of each County shall constitute a County Board of Equalization and the governor, secretary of state, state treasurer, state auditor and attorney general shall constitute a State Board of Equalization. The duty of the County Board of Equalization shall be to adjust and equalize the valuation of taxable property within their respective Counties and all such adjustments and equalization may be supervised, reviewed, changed, increased or decreased by the State Board of Equalization. The State Board of Equalization may adjust and equalize the valuation of taxable property among the several counties and the different classes of taxable property in the same and in the several counties and between individual taxpayers; supervise and review the acts of County Assessors and County Boards of Equalization; change, increase or decrease valuations made by County Assessors or equalized by County Boards of Equalization and has such authority and may do all things necessary to secure a fair, just and equitable valuation of taxable property among the Counties and between the different classes of property and individuals.'

Section 3. Separate official ballots shall be used at the general election to be held in November, 1916, which shall have printed thereon, the words, 'for the amendment to the Constitution, providing for the creation of a County Board of Equalization and a State Board of Equalization and defining the powers, authority and duties of such Boards,' and the words 'against the amendment to the Constitution providing for the creation of a County Board of Equalization and a State Board of Equalization and defining the powers, authority and duties of such Boards,' and the electors shall designate a preference for either of the propositions by making an X before the proposition for which such elector desires to vote.

Section 4. The votes cast for and against the amendment to the Constitution above proposed shall be canvassed as provided by the general election laws of the State of Montana, for the canvassing of the votes of the electors of the State.

Section 5. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 6. This Act shall take effect and be in full force from and after its passage and approval," having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wallin, Wilde, Mr. Speaker—73.

Noes: Bechtel, Burns, Graybeal, Guinn, McCarthy, Mackel, Mansur, Marsh, Page, Rainey, Shrump, Willis—12.

Absent and not voting: Baldwin, Easton, Phillips, Vidal, Wells—5.

Excused: Day, Stone, Rundle—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House recessed until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

#### INTRODUCTION OF BILLS.

The following Bills were introduced: (Those introduced by the Committee on Education were, at the request of Rainey, placed on file without previous notice, no objections being offered.)

House Bill No. 283, introduced by Bechtel: "An Act relating to the requirements of admission to the State Soldiers' Home; amending Section 1290 of the Revised Codes of Montana of 1907."

House Bill No. 284, by Rasmussen: "An Act to amend Section 1 of Chapter 100 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to the enlargement of the Snow Creek Game Preserve."

House Bill No. 285, by Committee on Education: "An Act to amend Section 1000 of Chapter 76 of the Session Laws of 1913, providing for Teachers' Institutes and to repeal Section 1001."

House Bill No. 286, by Committee on Education: "An Act to provide for teacher training in accredited High Schools and to license the graduates thereof to teach under certain conditions."

House Bill No. 287, by Sedgwick: "An Act to amend Chapter 74 of the Laws of 1913, relating to the registration of electors."

House Bill No. 288, by Committee on Education: "An Act requiring the teaching of Agriculture in the Rural Schools and regulating the qualifications of Teachers."

House Bill No. 289 (Substitute for House Bill No. 36), by Committee on Privileges and Elections: "An Act providing for the delivery of ballots and stamps by the County Clerk to the Judges of election and for the delivery of the election returns to the County Clerk; amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547a, 583a and 583b."

#### INTRODUCTION OF SENATE BILLS AND MEMORIALS.

Senate Joint Memorial No. 3, by Roberts: A Memorial petitioning the Congress of the United States for the passage of necessary legislation to set aside certain territory lying within Lincoln County as a National Park for the use, enjoyment and benefit of the people.

Senate Bill No. 1, by Whiteside: A Bill for an Act entitled, "An Act to create a Department of farm loans, and provide for the issuance of farm loan bonds; to facilitate the investment of savings in such bonds; to designate the State Treasurer as Commissioner of Farm Loans; and to appropriate money for the use of said Department."

Senate Bill No. 68, by Meadors: A Bill for an Act entitled, "An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana."

Senate Joint Resolution No. 8, by Committee on Senate Employees: Providing for employment of additional help, authorized under Emergency Section 5 of Senate Bill No. 56.

Senate Bill No. 83, by Junod: A Bill for an Act entitled, "An Act to amend Act 8475 of the Revised Codes of the State of Montana, respecting the penalty to be imposed on account of the trespass of livestock contrary to the provisions of Act 8474 of the Revised Codes of the State of Montana."

Senate Bill No. 82, by Stevens: A Bill for an Act entitled, "An Act providing for the foreclosure of mortgages containing a power of sale by advertisement, outlining procedure and providing for the purchase at such foreclosure sale by the mortgagee or his representatives; and other purposes."

Senate Bill No. 78, by Edwards: A Bill for an Act entitled, "An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Rosebud, Big Horn and Musselshell; to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto, and to provide for the designation, powers, duties, term and compensation of Judge of said Fifteenth Judicial District."

Senate Bill No. 76, by Asbridge: A Bill for an Act entitled, "An Act to define estray and to provide for the disposition of estrays."

#### THIRD READING OF SENATE BILLS AND MEMORIALS.

Senate Joint Memorial No. 3 read first and second time by title only and referred to the Committee on Federal Relations.

Senate Bill No. 1 read first and second time at length and referred to the Committee on Appropriations.

Senate Bill No. 68 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Joint Resolution No. 8 read first and second time by title only and referred to the Committee on House Employees.

Senate Bill No. 83 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

Senate Bill No. 82 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 78 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 76 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

### THIRD READING OF HOUSE BILLS.

House Bill No. 283 read first and second time by title only and referred to the Committee on Military Affairs.

House Bill No. 284 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 285 read first and second time by title only and referred to the Committee on Education.

House Bill No. 286 read first and second time by title only and referred to the Committee on Education.

House Bill No. 287 read first and second time by title only and referred to the Committee on Equal Suffrage.

House Bill No. 288 read first and second time by title only and referred to the Committee on Education.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 9th, 1915.

### TRANSMISSION OF HOUSE BILLS.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned:

House Bill No. 50, introduced by Committee on Appropriations, entitled, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the officials thereof, and turned into the State Treasury.'

House Bill No. 53, introduced by Appropriations Committee, entitled, 'An Act providing for the payment of deficiency claims for the care of the Insane.'

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 8, introduced by Committee on Senate Employees, providing for employment of additional help, authorized under emergency Section 5 of Senate Bill No. 56, having been read and adopted, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

### TRANSMISSION OF SENATE BILLS.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence:

Senate Bill No. 83, introduced by Junod, entitled, 'An Act to amend Section 8475 of the Revised Codes of the State of Montana, respecting the penalty to be imposed on account of the trespass of livestock contrary to the provisions of Section 8474 of the Revised Codes of the State of Montana.'



Senate Bill No. 82, introduced by Stevens, 'An Act providing for the foreclosure of mortgages containing a power of sale by advertisement; outlining procedure; and providing for purchase at such foreclosure sale by the mortgagee or his representatives; and other purposes.'

Senate Bill No. 78, introduced by Edwards, entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the counties of Rosebud and Musselshell; to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto; and to provide for the designation, powers, duties, term, and compensation of Judge of said Fifteenth Judicial District.'

Senate Bill No. 76, introduced by Asbridge, entitled, 'An Act to define estray and to provide for the disposition of estrays.'

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Select Committee on Investigation of State Departments, to whom was referred Senate Joint Resolution No. 6, by Dwight, today reported same back with the recommendation that House Amendments be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills numbered 100, 79 and 89, today reported said Bills correctly printed, with the following corrections in Senate Bill No. 89: In line 39, substitute the word 'actually' for the word 'exactly.' In line 357, strike out the words and figures 'five hundred dollars (\$500.00).' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads, Highways and Bridges, to whom was referred Senate Bill No. 58 by McCone, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter VII of Chapter 72 of the Acts of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to guide boards on public highways,' today reported said bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred Senate Bill No. 49, by O'Shea, being a Bill for an Act entitled, 'An Act to provide for State Insurance of all public buildings and all contents; to provide for the valuation thereof; to provide the duties of public officers; to prevent any other manner of insuring public property; to provide for the payment of insurance and to provide penalties for the violation of this Act,' today reported said bill with the recommendation that it be indefinitely postponed. Report adopted.

Also Senate Bill No. 52, by Brower, being a Bill for an Act entitled, 'An Act providing that the amount of insurance written upon real property shall be taken conclusively to be the true value thereof,' today reported said bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 66, introduced by Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating fifty-seven and 12/100

(\$57.12) Dollars to the estate of Nathan Hermann for refund on account of overpayment of inheritance tax erroneously collected on July 19, 1913,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 60, by Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company for cell work at the State Penitentiary,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 148, by the Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred Senate Bill No. 67, by Whiteside, being a Bill for an Act entitled, 'An Act to provide for the distribution among the several counties of Montana containing United States Forest Reserve Lands all Forest Reserve Moneys received from the General Government for the benefit of such counties; to designate the fund in which the County Treasurer in each county shall place said payments and to fix percentage of such payments in each fund,' today reported said bill with the recommendation that it do pass with the following amendments: Amend title by adding after the word 'fund' in line 7 the following words: 'And to correct errors of distribution heretofore or hereafter made.' Amend Section 3 by striking out the word 'high' in line 5 and by striking out the word 'high' in line 6, also the word 'high' in line 7 and by striking out the words 'in counties where no High Schools are maintained, the payments shall go to the general school fund.' Report adopted. Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 50, by Hogan, being a Bill for an Act entitled, 'An Act defining Commission Merchants in the State of Montana; providing for licensing of such business, and the furnishing of bonds by such merchants; requiring certain books to be kept by such merchants; requiring notice to consignor of the receipt of produce by Commission Merchants, and statement after sale of produce to consignors; providing for a payment within a specified time for goods received by Commission Merchants and sold by them; providing for complaints to the State Board of Horticulture, and the revocation of licenses; providing for actions upon bonds furnished by Commission Merchants; prohibiting combinations, pools, etc., and providing penalties for the violation of this Act,' today reported said bill with the recommendation that it do pass with the following amendments: In Section 1, after word 'be' in the twelfth line, insert the words 'renewed annually and.' In Section 2, after the word 'make' in the second line, strike out the word 'annually.' After the word 'writing' in the third line, strike out the words 'on or before March 30th.' After the word 'officers' in the sixth line, strike out the words 'directors and stockholders.' After the word 'practicable' on the ninth and the tenth lines, strike out the words 'and the character of the produce for which a license to sell on commission is wanted, and.' After the word 'application' in the eleventh line, strike out the word 'to' and insert in lieu thereof the word 'shall.' In the same line, before the word 'fee' insert the word 'license.' In the twelfth line, before the word 'together' strike out the figures '\$25,' and insert in lieu thereof the figures '\$10.00.' In the 21st line, after the word 'merchant' strike out the words 'until the next day of April next following,' and insert in lieu thereof the words 'for one year from the date of issuance of said license.' In Section 3, after the word 'consignor' in the 5th line, strike out the words 'and the condition of the shipment, when received.' After the word 'sold' in the seventh line, strike out the words 'the name of the person, firm or corporation to

whom sold, together with.' After the word 'any' in the 13th line, insert the word 'fictitious.' In Section 4, after the word 'shall' in the 3rd line, strike out the word 'immediately,' and insert in lieu thereof the word 'promptly.' After the word 'received' in the 4th line, strike out the words 'and the condition thereof.' After the word 'be' in the 13th line, strike out the words 'retained in the inspector's records, and a record of the same retained in the books of the licensee for at least one year,' and insert in lieu thereof the words 'delivered to the licensee.' Strike out all of Section 5, including the heading for Section 5. In Section 6, after the word 'within' in the heading, strike out the word 'ten' and insert in lieu thereof the word 'thirty.' In the 7th line, after the word 'exceed' strike out the figures '10%,' and insert in lieu thereof the figures '15%.' Change the word 'specified' in the 7th line to 'specifically,' and strike out all the rest of the section, inserting in lieu thereof the words 'agreed between the shipper and the commission merchant.' Renumber Section 6, Section 5. In Section 7, after the word 'or' in the 5th line, insert the word 'if.' In the same line strike out the word 'is' after the word 'report' and insert in lieu thereof the words 'has been.' Renumber Section 7, Section 6. Renumber Section 8, Section 7. Renumber Section 9, Section 8. In Section 10, in the third line, after the word 'sale' strike out the words 'on commission.' Renumber Section 10, Section 9. Renumber Section 11, Section 10. Renumber Section 12, Section 11. Renumber Section 13, Section 12. In Section 14, after the word 'shall' strike out the words 'take effect immediately' and insert in lieu thereof the words 'take effect May 1, 1915.' Renumber Section 14, Section 13. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 105, by Stevens, being a Bill for an Act entitled, 'An Act to regulate the issuance of bonds for public warehousemen in accordance with the provisions of the Laws of the State of Montana in relation thereto, and providing penalties in relation thereto,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 22, by Morris, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15, Article XII of the Constitution of the State of Montana; creating a County Board of Equalization; and prescribing the powers, authority and duties of such respective Board,' today reported said Bill with the recommendation that it be re-referred to the Joint Committee of the House and Senate on Constitutional Amendments. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 76, 78, 82, 83 and 84, today reported that said Bills had been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 107, by Morris, being a Bill for an Act entitled, 'An Act authorizing Counties to issue bonds or warrants to procure seed grain for needy farmers resident therein; providing for advertising and receiving bids for the purchase of said bonds; providing for the depositing of the money realized from the sale of such bonds; providing for the creation of a sinking fund for the purpose of purchasing seed grain; providing for the distribution of seed grain among the needy farmers; providing for the levying of a tax and lien against the property of the person to whom seed grain has been distributed, and for the security to the county of the payment by said person of the tax and lien against said property; providing penalties for the violation of this Act,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 60, by Kinney, being a Bill for an Act entitled, 'An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to demurrers,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill, No. 91, by Judiciary Committee, 'An Act amending Section 6389 of the Revised Codes of the State of Montana of 1907, relating to authority of attorneys and counsellors,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 89, by Stevens, 'An Act relating to Grain elevators, grain warehouses, and place where grain is stored; establishing a State Grain Inspection Department and a Grain Grading Commission; providing for the appointment of a Chief Grain Inspector, his deputies and other employees, prescribing their duties and powers, and fixing their salaries and terms of offices; establishing licenses for conducting the business of public warehouseman, grain dealers or track buyers; fixing the fees for inspection and weighing grain under terms of this Act; substituting this Act for Chapter 47 of the Laws of the Thirteenth Legislative Assembly, and repealing said Chapter 47 of the Laws of the Thirteenth Legislative Assembly, but continuing the validity of the appointment of officers, bonds executed and licenses issued thereunder,' today reported said Bill with the recommendation that it do pass with the following amendments:

Amend Section 36 by striking out the words 'be as follows' in line 300 and inserting in lieu thereof the following: 'Not to exceed the following rates.'

Amend Section 41 by inserting after the word 'for' in line 339 the words 'not exceeding.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 84, by Junod, 'An Act prohibiting the grazing of livestock in herd within a distance of two miles of any city or town; fixing a penalty and defining a city or town for the purposes of this Act,' today reported said Bill with the recommendation that it do pass with the following amendment:

Amend Section 1 by inserting after the word 'shipment' in line 7 the words 'or shearing.' Report adopted. Bill referred to Printing Committee.

Also House Bill No. 64, by Appropriations Committee, 'An Act appropriating money for the claim of the Berger Manufacturing Company in the sum of \$885.00 for vault equipment in the office of the Clerk of the Supreme Court,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 48, by Appropriations Committee, 'An Act providing for the payment of deficiency claims for the care of prisoners.'

Also House Bill No. 140, by Appropriations Committee, 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, Stenographer to the Bureau of Child and Animal Protection and Adjutant General,' today reported said Bills with the recommendation that they be concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced in the Senate, read first and second time and referred as follows:

Senate Bill No. 124, by Williams: An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter being an Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of elk, Rocky Mountain Goats and Rocky Mountain Sheep, and fixing the open season thereof, and providing for a closed season on elk in certain counties and parts of counties in Montana until October first 1918, and defining the sex and age of Rocky Mountain Sheep that may lawfully be killed during the open season and providing penalties for the violation thereof, and to provide a closed season for Rocky Mountain Goats, until October first, 1918.' Referred to Committee on Fish and Game.



Senate Bill No. 125, by Hogan: An Act for the submission to the qualified electors of the State of Montana of an amendment of Section 9 of Article XII of the Constitution of the State of Montana relating to Revenue and Taxation.' Referred to Committee on Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body of the following House Bills, read first and second time and referred as follows:

House Bill No. 17, introduced by Rixon: A Bill for an Act entitled, 'An Act authorizing City and Town Councils to buy or condemn real estate whether inside or outside of the corporate limits of the city or town for the purpose of paying for and improving such parks.' Referred to Committee on Counties and Towns.

House Bill No. 18, introduced by Gallagher: A Bill for an Act entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens.' Referred to Committee on Agriculture.

House Bill No. 73, introduced by Marsh: A Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article XIII of the Constitution of the State of Montana, relating to exemptions from taxation.' Referred to Committee on Judiciary.

House Bill No. 142, introduced by Burnett: A Bill for an Act entitled, 'An Act requiring pitfalls, wells and shafts not safely guarded or protected by legal enclosures, to be filled or covered in such manner as herein provided so as to avoid any danger to livestock arising therefrom and providing a punishment for the violation of same.' Referred to Committee on Stock Growing.

House Bill No. 146, introduced by Judiciary Committee: A Bill for an Act entitled, 'An Act to provide for the recovery of attorney's fees in an action to establish a claim for salary or wages.' Referred to Committee on Judiciary.

House Bill No. 150, introduced by Higgins: A Bill for an Act entitled, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law.' Referred to Committee on Judiciary.

House Bill No. 159, introduced by Bent: A Bill for an Act entitled, 'An Act to prevent any one hunting game or carrying shot guns or rifles upon the lands of another and to punish violations thereof.' Referred to Committee on Fish and Game.

House Bill No. 165, introduced by Lusk: A Bill for an Act entitled, 'An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof.' Referred to Committee on Counties and Towns.

House Bill No. 188, introduced by Sales: A Bill for an Act entitled, 'An Act making it the duty of adult children to support indigent parents, providing procedure and fixing penalties.' Referred to Committee on Education.

House Bill No. 192, introduced by Appropriations Committee: A Bill for an Act entitled, 'An Act appropriating money for the cost of the installation of three stokers in the heating plant of the State Capitol Building.' Referred to Committee on Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 84 was taken from Calendar for third reading and re-referred to the General File for consideration of the Committee of the Whole today.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed House Bill No. 84 in open session.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 8, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills, have this day been given:

By Parker: An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorney General and Stenographers employed in the office of the Attorney General and fixing their salaries.

By Junod: An Act entitled, 'An Act to amend Section 3236 of the Revised Codes of 1907 of Montana, relating to vacancies in office, how filled, and removal of officers.'

By Oliver: 'An Act to amend Section 3350 of Revised Codes Montana 1907.'

By Selway: An Act to establish a Montana State Highway Commission; defining its duties and powers and providing for its compensation; providing for a State Highway Commission Fund and appropriating money therefor.

By Edwards: An Act to regulate the sales of livestock on commission; to provide for the bonding of livestock Commission houses and sale yards and providing penalties for violation.

By MacKenzie: An Act amending Section 2851 of the Revised Codes of 1907 of the State of Montana, relating to the removal of County Seats.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 8th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Hon. Harry A. Vagg, Senator elect of the new County of Phillips, today appeared at the Bar of the Senate, presented his certificate of election, was duly sworn, and is now a member of the State Senate.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Mr. Speaker announced that he would notify the Committee of Butte Business men who are opposed to Race-track Gambling, that it was not the custom of the Legislative Assembly to permit anyone interested in any kind of legislation to address the House or the Joint Assembly, and that the Committee to which the Bills had been referred would be very glad to hold a public hearing.

Mr. Speaker hereupon took occasion to thank the employes of the House for the bouquet of flowers which they tendered him in appreciation of his indulgence in permitting them to remain away from the building during the days when the House was not in session.

### THIRD READING OF HOUSE BILLS.

Eliel moved that the third reading of House Bills be dispensed with and that the Journal show that the Bills were read in full on third reading. Motion carried.

House Bill No. 172 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—89. Noes: None.

Absent and not voting: Day, Graybeal, McMahon, Macdonald of Flathead, Page—5.

Excused: Bent—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

The hour of 2:30 o'clock P. M. having arrived, on motion of Anderson, the House resolved itself into a Committee of the Whole for the consideration of Special Orders.

## SPECIAL ORDERS.

Easton in the Chair.

House resumed.

Mr. Speaker in the Chair.

Easton from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 224, a Bill for an Act entitled, 'An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana, providing penalties for the violation thereof, and providing for a referendum of said Act and providing the time when said Act shall take effect,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also Senate Bill No. 38, a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment relating to intoxicating liquors and prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine, or intoxicating liquors in the State of Montana, and prescribing a penalty for the violation thereof,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same be not concurred in."

Easton moved the adoption of the report as read.

Hills demanded a roll call.

On motion of Higgins, supported by more than fifteen members, a Call of the House was ordered.

The Chief Clerk thereupon called the roll and the following members were found to be absent and excused: Absent, Page. Excused: Bent and Harper.

On motion of Higgins, the call of the House was suspended.

The report of the Committee of the Whole was adopted by the following vote:

Ayes: Anderson, Baldwin, Baxter, Booth, Burnett, Burns, Carpenter, Carher, Coburn, Choiniere, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Guinn, Hall, Healey, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Moe, Morris, Ostle, Phillips, Prosser, Rundle, Schanck, Searles, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Wallin, Wells, Wilde, Mr. Speaker—54.

Noes: Bechtel, Bompert, Buckley, Cavitt, Collins, Corr, Corwin, Easton, Foltz, Gallagher, Gladden, Graybeal, Harmon, Hayes, Hawks, Hedrick, Henry, Hills, Lemmon, Mackel, Marsh, Minnick, Moore, Nutting, Parker, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schmidt, Shott, Shrump, Scott, Sedgwick, Taylor, Vidal, Willis—35.

Absent and not voting: Page—1.

Excused: Bent, Harper—2.

On motion of Macdonald of Flathead, House Bill No. 224 was considered correctly engrossed and placed on the calendar for third reading.

## THIRD READING OF HOUSE BILLS.

On motion of Macdonald of Flathead, the third reading at length of House Bills was dispensed with and the Journal was authorized to show that House Bills had been read at length on third reading.

House Bill No. 224, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Booth, Burnett, Burns, Carpenter, Carher, Coburn, Choiniere, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Guinn, Hall, Healey, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Moe, Morris, Ostle, Phillips, Prosser, Rasmussen, Rundle, Schanck, Searles, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wells, Wilde, Mr. Speaker—56.

Noes: Bechtel, Bompert, Cavitt, Collins, Corr, Corwin, Easton, Foltz, Gallagher, Gladden, Graybeal, Harmon, Hayes, Hawks, Hedrick, Henry, Hills, Lemmon, Mackel, Marsh, Minnick, Moore, Nutting, Parker, Rainey, Rixon, Sales,



Sanderson, Schmidt, Shott, Shrump, Scott, Sedgwick, Vidal, Willis, Buckley—36.

Absent and not voting: Page—1.

Excused: Bent, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 172, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—89. Noes: None.

Absent and not voting: Day, McMahon, Graybeal, Macdonald of Flathead, Page—5.

Excused: Bent—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 178, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Graybeal, Guinn, Hall, Harmon, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: None.

Absent and not voting: Cavitt, Dwyer, Gladden, Hawks, Morris, Page, Shott, Scott—8.

Excused: Bent, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 193, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Guinn, Hall, Harmon, Hayes, Healey, Henry, Hills, Hogan, Johnson, Jorgensen, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—75.

Noes: Bechtel, Higgins, Minnick—3.

Absent and not voting: Cariher, Cavitt, Easton, Gladden, Graybeal, Hawks, Hedrick, Kelly, Kiley, Mackel, Page, Parker, Shott, Scott, Smith of Missoula—15.

Excused: Bent, Harper—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 206, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Graybeal, Guinn, Hall, Harmon, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh,



Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wells, Wilde, Willis, Mr. Speaker—82.

Noes: Doner—1.

Absent and not voting: Easton, Gladden, Hayes, Hawks, Hedrick, Page, Shott, Stone, Vidal—9.

Excused: Bent, Cavitt, Harper—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 161, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bompert, Buckley, Burnett, Carpenter, Cariher, Coburn, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mansur, Mason, Moe, Moore, Morris, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wallin, Wells, Wilde, Mr. Speaker—66.

Noes: Baldwin, Bechtel, Booth, Choiniere, Corr, Foltz, Hayes, Healey, Jorgensen, Kiley, Lord, Mackel, Marsh, Minnick, Shrump, Sedgwick, Willis, Taylor—18.

Absent and not voting: Burns, Cavitt, Easton, Harmon, McNally, Nutting, Stone, Vidal—8.

Excused: Bent, Harper, Page—3.

Title agreed to and Bill transmitted to the Senate for concurrence.

Mr. Speaker at this time excused Lusk from attendance on Wednesday, February 10, 1915.

On motion of Day, the House adjourned at 4:30 o'clock P. M. until 10:00 o'clock A. M. Wednesday, February 10, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## THIRTY-EIGHTH DAY.

Wednesday, February 10, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Lusk and Sales.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-seventh day and find same to be correct." On motion of Shott, the report was adopted as read.

### PETITIONS.

The following petition was received and read:

"Telstad Farmers' Educational Co-Operative Union of America.

Telstad, Montana, February 3, 1915.

To the Honorable Senate and House of the Fourteenth Legislative Assembly of the State of Montana:

We hereby petition your Honorable Body to enact into law the following measures:

Senate Bill No. 1, by Whiteside, known as the Farm Loan Bill.

Senate Bill No. 7, by Whiteside, to empower County Commissioners to furnish Seed Grain.

Senate Bill No. 89, by Stevens, concerning Elevators and Grain Inspection.  
Senate Bill No. 23, by Whiteside, known as the County Unit School Bill.  
And your petitioners will ever pray.

Resolutions adopted February 3, 1915.

TELSTAD FARMERS, EDUCATIONAL  
CO-OPERATIVE UNION OF AMERICA.

By ROBT. IRWIN, Secretary.

Mr. Speaker referred the above petition to the Committee on Agriculture.

#### NOTICE OF BILLS.

The following Notices of Bills were given:

By McNally: A Bill for an Act entitled, "An Act to prohibit the manufacture and sale of Shoddy mattresses in the State of Montana."

By Collins: A Bill for an Act entitled, "An Act providing that electors of this State on registration under the laws of the State shall not be compelled to give their exact age, provided they are over twenty-one years of age."

By Smith: A Bill for an Act entitled, "An Act to define the registration laws of the State of Montana; providing that under such laws it shall be sufficient for any woman to state that she is over twenty-one years of age, if such be the case."

By Rixon: A Bill for an Act entitled, "An Act to prohibit the running at large of livestock within a distance of one mile of any city or town, and fixing penalty therefor."

By Jorgensen: A Bill for an Act entitled, "An Act to amend Section 2770 Revised Codes of 1907, relating to Brewers' and Manufacturers' Licenses."

By Stone: A Bill for an Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to the fees to be collected by County Clerk."

#### REPORTS OF STANDING COMMITTEES.

Willis from the Committee on Labor reported as follows:

"Mr. Speaker: We, the Committee on Labor, having had under consideration House Bill No. 252, introduced by Day, being a Bill for an Act entitled, 'An Act providing for the issuance of guaranties and policies of insurance affecting titles to real estate, and guarantying or insuring owners of real or personal property, or others interested therein, or having liens or encumbrances thereon, against loss by reason of defective titles, encumbrances, or adverse claims of title, or otherwise, and authorizing certain title insurance companies to do a trust business,' do respectfully report the same back to the House with the recommendation that it do pass." On motion of Willis, the report was adopted as read and the Bill was referred to the Printing Committee.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 288, being a Bill for an Act entitled, 'An Act requiring the teaching of agriculture in the rural schools and regulating the qualifications of teachers,' beg leave to report the same back to the House with the recommendation that it do pass." On motion of Rainey, the report was adopted as read and the Bill was referred to the Printing Committee.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 9th, 1915, at 11:05 A. M. to His Excellency, the Governor, House Bill No. 78 and duplicate, for his approval:

Also, House Joint Memorial No. 4, and duplicate, for his approval."

Healey from the Committee on Highways, reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Joint Resolution No. 4, relating to a highway through a corner of the Yellowstone National Park connecting certain interstate and county highways, respectfully beg leave to report same back to the House with the recommendation that it do pass."

On motion of Healey, the report was adopted as read and the bill was referred to the Printing Committee.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 286, being a Bill for an Act entitled, 'An Act to provide for teachers' training in accredited high schools and to license graduates thereof to teach under certain conditions,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Rainey the report was adopted as read, and the bill was referred to the Printing Committee.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 285, being a Bill for an Act entitled, 'An Act to amend Section 1000 of Chapter 76 of the Session laws of 1913, providing for teachers' institutes, and to repeal Section 1001,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Rainey, the report was adopted as read and the bill was referred to the Printing Committee.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration Senate Bill No. 57, being a Bill for an Act entitled, 'An Act designating a day to be known as "Good Roads Day",' respectfully beg leave to report same back to the House with the recommendation that it be concurred in."

On motion of Healey the report was adopted as read and the Bill was placed on General File.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 237, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 109 of Montana Session Laws of 1913, relating to authorizing the Board of County Commissioners in each County to appropriate money out of the general fund of the County Treasury for the purpose of paying part salary and expenses of a County Agriculture Instructor,' respectfully beg leave to report same back to the House with the recommendation that the Bill do pass."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 102, being a Bill for an Act entitled, 'An Act relating to partition fences and repealing Sections 2085, 2086, 2087 and 2088 of the Revised Codes of Montana, 1907,' respectfully beg leave to report the same back to the House with the recommendation that the Bill be referred to General Orders." On motion of Cavitt, the report was adopted as read.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Petition of the Retail Merchants of the State of Montana, relating to weights and measures department, by Prosser, respectfully beg leave to report same back to the House with the recommendation that it be referred to the Committee on Public Utilities and State Commissions."

On motion of Anderson, the report was adopted as read and the bill was referred to the Committee on Public utilities and State Commissions.

Anderson from the Committee on States Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 254, being a Bill for an Act entitled, 'An Act to provide for the non-performance of the duties of County Assessors, as provided in Section 2509 of the Revised Codes of Montana, 1907, respectfully beg leave to report the same back to the House with the recommendation that it do not pass."

On motion of Anderson, the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 113, being a Bill for an Act entitled, 'An Act to provide for the determination and collection of an Inheritance Tax upon property in this State, or any interest therein, passing by will or under the interstate laws of this State or of any other state, or by gift in contemplation of death; defining the

duties of certain officers thereunder, and repealing Sections 7724 to 7751, both inclusive, of the Revised Codes of Montana, 1907,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do pass."

On motion of Macdonald, the report was adopted as read and the bill was referred to the Printing Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 181, being a Bill for an Act entitled, 'An Act to provide for the nomination and election of Senators in the Congress of the United States from the State of Montana, and to provide for the filling of vacancies in such offices, and to repeal Sections 637 and 638 of the Revised Codes of the State of Montana for the year 1907, and all other Acts and parts of Acts in conflict with this Act, and to provide that the provisions of this Act shall be substituted for and in lieu of the Sections of the Code hereby repealed,' beg leave to report same back to the House with the recommendation that it be referred to the Judiciary Committee."

On motion of Graybeal, the report was adopted as read and the bill was referred to the Judiciary Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had under due consideration House Bill No. 211, being a Bill for an Act entitled, 'An Act to repeal Sections 6 and 7 of the Corrupt Practices Act as initiated and passed by the people of Montana at the General Election of November, 1912,' beg leave to report same back to the House with the recommendation that it be referred to the Judiciary Committee."

On motion of Graybeal, the report was adopted as read and the bill was referred to the Judiciary Committee.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 105, 130 and 160, beg leave to report same back to the House as correctly engrossed."

McCarthy from the Committee on House Employes reported as follows:

"Mr. Speaker: We, your Committee on House Employes, having had under consideration Senate Joint Resolution No. 8, introduced by Committee on Senate Employes, providing for employment of additional help, authorized under Emergency Section 5 of Senate Bill No. 56, do respectfully report the same back to the House with the recommendation that it do pass." On motion of McCarthy, the report was adopted as read and the Bill was placed on Third Reading.

#### REPORTS OF SELECT COMMITTEES.

Macdonald of Flathead, Baldwin and Jorgensen, the Committee to draft Resolutions of Appreciation to the people of Missoula, reported as follows:

"Whereas, the Members of the Fourteenth Legislative Assembly, through the courtesy of the Missoula Chamber of Commerce and the generosity of the people of Missoula, enjoyed the privilege of inspecting the workings and equipment of the University of Montana, attending the Annual Red Apple Banquet at Missoula, and seeing the Garden City, making one of the most pleasant and instructive trips this Legislature has enjoyed, be it

Resolved, that the House of Representatives, the Senate concurring, expresses its thanks and appreciation to the people of Missoula in general and the Chamber of Commerce in particular for their bountiful hospitality and pronounce them as hosts without a superior, and

Be It Further Resolved, that we express our appreciation to the Northern Pacific Railroad and its attaches who made the trip to and from the Garden City such a pleasant event."

Macdonald moved the adoption of the report by a rising vote and the motion was declared unanimously carried, and the Committee was discharged with thanks.



## INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 290, by Johnson: A Bill for an Act entitled, "An Act relating to the registration of electors in Counties, Cities, Towns and School Districts by requiring persons applying to be registered to subscribe to an Oath of affirmation and requiring persons applying for the cancellation of their former registration to subscribe to an affidavit."

House Bill No. 291, by Gallagher: A Bill for an Act entitled, "An Act to amend Chapter 35 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the regulation, issuance and renewal of licenses, for the sale of spirituous, malt, or fermented liquors and to add certain sections thereto."

House Bill No. 292, by Willis: A Bill for an Act entitled, "An Act to provide for the construction of a fish hatchery, for the propagation of food fish and other fish, in Glasgow, Valley County, Montana, and to appropriate money therefor."

House Bill No. 293, by Morris: A Bill for an Act entitled, "An Act requiring County Treasurers to accept money for the payment of taxes upon real estate, and for the purpose of redeeming real estate from tax sales when the payment is tendered by an owner, mortgagee or persons having a lien upon the real estate."

House Bill No. 294, by Fousek: A Bill for an Act entitled, "An Act regulating the rights and privileges of clubs, societies and associations, in Counties and in Cities and Towns of more than three hundred inhabitants to dispense intoxicating liquors to Members and Members' guests."

House Bill No. 295, by Lord: A Bill for an Act entitled, "An Act authorizing the creation of lighting districts for lighting streets in cities and towns and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town."

House Bill No. 296, by Macdonald (Flathead): A Bill for an Act entitled, "An Act to amend Section 4017 and 4018 of the Revised Codes of Montana, 1907, pertaining to the license fees of insurance corporations, associations and societies, and allowing deductions to be made where any company has fifty per cent of its capital invested in Montana Securities."

House Bill No. 297, by Macdonald (Flathead): A Bill for an Act entitled, "An Act providing a method for the assessment and taxation of all insurance companies organized under the laws of the State of Montana, and providing upon what property insurance companies shall be assessed and taxed, and allowing certain deductions."

House Bill No. 298, by Willis: A Bill for an Act entitled, "An Act to amend Section 4340 of the Revised Codes of Montana of 1907, relating to telephones."

House Bill No. 299, by McCarthy, "An Act to amend Section 6678 of Chapter IV of Part II of Title VII of the Revised Codes of 1907, relating to attachment."

House Bill No. 300, by Fishbaugh: A Bill for an Act entitled, "An Act fixing the liability for the support of insane persons committed to the State Insane Asylum; providing for the appointment of a fiscal agent of the State Board of Commissioners for the insane; fixing his term and salary and providing for his removal and prescribing his duties and the duties of the County Attorneys acting in conjunction with him."

House Bill No. 301, by McCarthy: A Bill for an Act entitled, "An Act to provide for the distribution and sale of milk within cities and incorporated towns, prescribing the receptacle in which the same shall be delivered; providing for the manner of handling same and prescribing punishment for a violation thereof, and fixing a penalty therefor."

House Bill No. 302, by Willis: A Bill for an Act entitled, "An Act to repeal Chapter 56 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana."

House Bill No. 303, by Johnson: A Bill for an Act entitled, "An Act to create the office of State Horticulturist; defining his power and duties; prescribing for the appointment of inspectors, and defining their powers and duties; pro-

viding for the inspection of nursery stock, fruit, fruit trees, ornamental trees, shrubbery, plants, cuttings, grafts, buds, scions, seeds, pits, vines and all horticultural and agricultural plants and plant products thereof; requiring shippers of nursery stock to have same inspected by an inspector; prescribing quarantine and the methods employed thereunder; providing for the disinfection of fruits, fruit trees, ornamental trees and shrubbery and all horticultural and agricultural plants and plant products thereof; providing for the destruction of infested and infected fruit, fruit trees, ornamental trees, shrubbery and all horticultural and agricultural plants and plant products thereof; including a lien against the property whereon the same is standing or growing, and providing for a right of action for all expenses incident thereto; authorizing the destruction of fruit, fruit trees, shrubbery, nursery stock and all horticultural and agricultural plants and plant products thereof infested or infected with pest or disease, and prescribing a salary for those enjoined to enforce the provisions of this Act, and for their removal from office; to provide for the appropriation of money to pay the necessary expenses of the conduct of the office of State Horticulturist and repealing Chapter 121 of the Session Laws of the Twelfth Legislative Assembly, and all other Acts and parts of Acts in conflict therewith."

#### READING OF HOUSE BILLS.

House Bill No. 290 read first and second time by title only and referred to the Committee on Equal Suffrage.

House Bill No. 291 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 292 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 293 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 294 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 295 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 296 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 297 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 298 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

House Bill No. 299 read first and second time by title only and referred to the Committee on Dairying.

House Bill No. 300 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 301 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 302 read first and second time by title only and referred to the Committee on Development and Publicity.

House Bill No. 303 read first and second time by title only and referred to the Committee on Horticulture.

#### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 9, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Measures:

House Joint Memorial No. 4, a Resolution or Joint Memorial petitioning the United States Congress to take such action or pass such laws as may be necessary to give the inhabitants of Cook City and vicinity relief by re-establishing a United States mail service to said place.

House Bill No. 78, an Act to amend Section 6 of Chapter 146, Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to Tuberculin tests and the quality and kind of tuberculin to be used therein.

House Bill No. 84, an Act to repeal Chapter 79 of the Laws of 1909, relating to the duty of the Sheriff of each County to visit, in January and July of each year, every place within his County required by law to have a liquor license, to ascertain if the License Law is being violated, to inspect and list licenses and report to the Board of County Commissioners,

S. V. STEWART, Governor."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned:

House Bill No. 48, introduced by Appropriations Committee, entitled, 'An Act providing for the payment of deficiency claims for the care of prisoners.'

Also House Bill No. 64, introduced by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of eight hundred and eighty-five dollars (\$885.00) for vault equipment in the office of the Clerk of the Supreme Court.'

Also House Bill No. 140, introduced by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, Stenographer to the Bureau of Child and Animal Protection and Adjutant General.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate and read first and second time and referred to the following Committees:

Senate Bill No. 126, by Selway, entitled, 'An Act to amend Section 1 of Chapter 78 of the Session Laws of 1913, entitled, "An Act to establish a Montana State Highway Commission; defining its duties and powers and providing for its compensation; providing for a State Highway Commission Fund and appropriating money therefor," relative to the personnel of the said Commission, and the duties of the State Engineer in connection therewith,' referred to Committee on Roads, Highways and Bridges.

Senate Bill No. 127, by Dwight, entitled, 'An Act to change the boundary line between Sanders and Flathead Counties,' referred to Committee on Counties and Towns.

Senate Bill No. 128, by Oliver, entitled, 'An Act to amend Section 3350 of the Revised Codes of Montana 1907.' Referred to Committee on Judiciary.

Senate Bill No. 129, by Parker, entitled, 'An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorney General and stenographers employed in the office of the Attorney General and fixing their salaries.' Referred to Committee on Judiciary.

Senate Bill No. 130, by Larson, entitled, 'An Act to amend Section 8783 Revised Codes of the State of Montana of 1907, as heretofore amended by Section 2, Chapter 81, Laws of the Twelfth Legislative Assembly of the State of Montana, and to protect certain animals and birds from being killed or captured at any time, and to provide that Beaver may be killed or taken under certain conditions, and to punish those who violate this Act.' Referred to Committee on Fish and Game.

Senate Bill No. 131, by Parker, entitled, 'An Act to amend Section 194, Revised Codes of 1907, relating to the salary of the Attorney General.' Referred to Committee on Judiciary.

Senate Bill No. 132, by Junod, entitled, 'An Act to amend Section 3236 of the Revised Codes of 1907 of Montana, relating to vacancies in removal of officers.' Referred to Committee on Judiciary.

Senate Bill No. 133, introduced by the Committee on Education, entitled, 'An Act to amend Section 2108 of Chapter 76 of the Session Laws of 1913, pro-

viding for a tax levy for county high school purposes.' Referred to Committee on Education.

Senate Bill No. 134, by MacKenzie, entitled, 'An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of County Seats.' Referred to Committees on Counties, Towns and Municipal Corporations.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a Communication from the House addressed to the President as follows:

'I am directed by the House to inform your Honorable Body that Senate Bill No. 12, "An Act directing the State Board of Land Commissioners to permit Counties of sub-divisions thereof, Road Districts and other persons desiring to construct Public Roads or Highways, to remove or use all timber, stone, dirt and gravel from the Public Lands owned, controlled and held by the State of Montana", was this day read a third time and concurred in as amended, title agreed to. Same is herewith returned for concurrence in House amendments.'

Very respectfully,

(Signed) W. J. WALSH, Chief Clerk.'

Receipt No. 4.

On motion the amendments were not concurred in, but a joint conference Committee, consisting of Abbott, Burla and Roberts were appointed to consider House amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session House Joint Memorial No. 4, House Bill No. 78, Senate Joint Resolution No. 6 and Senate Joint Memorial No. 2.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 9, introduced by Willett, regarding the restriction of immigration from foreign lands, was read and on motion referred to Committee on Federal Relations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 100, introduced by Committee on Stock Growing and Grazing, entitled, 'An Act to define Criminal trespass in certain cases and provide the punishment and civil liability therefor,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 67, introduced by Whiteside, entitled, 'An Act to provide for the distribution among the several counties of Montana containing United States Forest Reserve Lands, all Forest Reserve moneys received from the General Government for the benefit of such Counties; to designate the fund in which the County Treasurer in each County shall place said payments, and to fix the percentage of such payments in each fund,' today reported said Bill with the recommendation that it be re-referred to the Committee on Federal Relations. Report adopted.

Also House Bill No. 148, introduced by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 66, introduced by Appropriations Committee, entitled, 'An Act appropriating Fifty-seven and 12/100 (\$57.12) Dollars to the estate of Nathan Herrmann for refund on account of over payment of Inheritance tax paid



on July 19, 1913,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 60, introduced by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company, for cell work at the State Penitentiary,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9, 1915.

Mr. Speaker: I am directed by the Seate to inform your Honorable Body that the following notices of the introduction of Bills, have this day been given:

By Stevens: An Act to prevent pool selling, betting or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animal; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers, made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana; and to provide for the punishment of those who violate the provisions of this Act.'

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred Senate Bill No. 103, introduced by Minor, being a Bill for an Act entitled, 'An Act making it unlawful for any person or persons to have in their possession or under their control seines, nets or similar devices for capturing fish, with certain exceptions thereto, providing a penalty for violations thereof and repealing all Acts and parts of Acts in conflict therewith,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 81, introduced by Edwards, being a Bill for an Act entitled, 'An Act to provide for the correction and adjustment of the acreage of lands included within public irrigation districts and to provide for the elimination of non-existent and non-irrigable lands included therein and for the adjustment of the taxation thereon,' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today read first and second times and referred to the following Committees:

House Bill No. 266, by Wells, entitled, 'An Act making it unlawful to kill deer in the Counties of Custer, Dawson, Richland, Sheridan, Valley and Phillips before the first of October, 1920, and providing a penalty for the violation thereof.' Committee on Fish and Game.

House Bill No. 267, by Shott, entitled, 'An Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana.' Committee on State Boards.

House Bill No. 268, by Easton, entitled, 'An Act appropriating \$110.00 out of any money in the State Treasury, not otherwise appropriated, as a refund to Sheridan County of money remitted to the State Treasurer for the State's portion of liquor license money, full refund of which money was made by Sheridan County.' Committee on Appropriations.

House Bill No. 269, by Burnett and Phillips, entitled, 'An Act to provide for the construction of a fish hatchery for the propagation of food fish and other

fish in Fergus County, Montana, and to appropriate money therefor.' Committee on Appropriations.

House Bill No. 270, by Macdonald, entitled, 'An Act to amend Section 6343 of the Revised Codes of the State of Montana of 1907, relating to the selecting of Trial Jurors. Judiciary Committee.

House Bill No. 271, by McCarthy, entitled, 'An Act to amend Chapter I of Part II of Title IX of the Revised Codes of 1907, relating to Execution Sales by adding a new section numbered 6830A; providing for the postponement of Execution Sales.' Judiciary Committee.

House Bill No. 272, by Burnett, entitled, 'An Act relating to the selection, appraisal, leasing, management and sale of lands now owned by or hereafter to be acquired by the State of Montana; providing for the use and disposition of the Land Office Expense Fund; and repealing Sections 2158, 2159, 2174, 2181, 2182, 2183, 2184, 2185, 2188 and 2189 of the Revised Codes of Montana, 1907, and amending Sections VI, XXX, XLIII, XLV, LXII, LXV, LXVI, LXVII, LXVIII, LXX, LXXI, LXXVII, LXXVIII, LXXXI and XCIII of Chapter 147 of the Session Laws of the Eleventh Legislative Assembly of Montana.' Committee on State Lands.

House Bill No. 273, by Willis, entitled, 'An Act to provide for the collection of a license tax equivalent to five per cent of the gross earnings of Sleeping Car Companies, Express Companies, Private Car Companies and Telegraph Companies doing business in this State; to require reports from said Sleeping Car Companies, Express Companies, Private Car Companies and Telegraph Companies; to provide for an examination of their books; to provide that Sleeping Car Companies, Express Companies, Private Car Companies and Telegraph Companies may be punished for any violation of this Act.' Committee on Public Utilities.

House Bill No. 274, by Gallagher, entitled, 'An Act to amend Section 2891 of the Revised Codes of the State of Montana of 1907, relative to the time when the regular meetings of the Boards of County Commissioners of the several Counties shall be held.' Committee on State Boards.

House Bill No. 275, by Gladden, entitled, 'An Act to repeal Chapter 56 of the Session Laws of Montana of the Thirteenth Session, entitled, "An Act to create the Department of Agriculture and Publicity; providing for the appointment and prescribing the duties and fixing the salaries of the officers thereof;" and providing that the duties now imposed by law upon the Commissioner of the Department of Agriculture and Publicity shall hereafter be performed by the Commissioner of the Department of Labor and Industry, and abolishing the Department of Agriculture and Publicity.' Committee on Development and Publicity.

House Bill No. 276, by Carlier, entitled, 'An Act to promote the Poultry Industry in the State of Montana; providing appropriations for the work and making provision for its administration.' Committee on Appropriations.

House Bill No. 277, by Committee on Highways, entitled, 'An Act to provide for the registration and identification of motor vehicles and operators thereof, and for the regulation of vehicles operating upon the public highways of the State, providing for fees and for the disposition thereof; and repealing the provisions of Chapter 73 of the Thirteenth Legislative Assembly.' Committee on Ways and Means.

House Bill No. 278, by Healey, 'An Act to provide that water rights to irrigated lands shall pass to the grantee of the land without mention of said water rights, and also providing that such water rights may be reserved in the grant, and also providing that such water rights may be treated as personal property and separately conveyed.' Committee on Irrigation.

House Bill No. 279, by Johnson, entitled, 'An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated, and to limit the number of days when such bets or wagers may be recorded, reported or registered, and providing penalties for the breach of the same.' Committee on Fairs and Expositions.

House Bill No. 280, by Johnson, entitled, 'An Act to amend Section 6 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such Act entitled as follows: "An Act to create and establish a standard sized apple box for the State of Montana; providing for the proper labeling and numbering

of all apple boxes; and providing a penalty for the violation of this Act." Committee on Horticulture.

House Bill No. 281, by McNally, entitled, 'An Act to amend Section 1 of Chapter 108, Session Laws of the State of Montana of 1913, being an Act regulating and limiting the hours of employment for female employes, and governing the conditions under which female employes shall work in certain industries and providing penalties for violation thereof.' Committee on Labor.

House Bill No. 282, by Jorgensen, entitled, 'An Act to prevent fraud in the transfer of accounts receivable by secret transfers.' Committee on Corporations other than Municipal.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 110, introduced by Asbridge, being a Bill for an Act entitled, 'An Act to amend Section Two of the law initiated and passed by the people of Montana at the General Election of November, 1912, and printed on page 570 of the Session Laws of the Thirteenth Regular Session, to the end that the time for holding primary elections shall be in June instead of August,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 64, 110, 80, 90, 97, 14, 51 and 45, today reported that same were correctly printed with the following corrections:

Senate Bill No. 64, line 17, insert the word 'State' between the words 'the' and 'live stock.'

Senate Bill No. 97, line 22, strike out the word 'corporation' and insert the word 'occupation.' Report adopted.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a communication from the Committee on Committees, addressed to Mr. President as follows:

'For the purpose of providing Committee appointments for Senators Haley and Vagg, the following Committees:

Senator Selway from Committee on Roads, Highways and Bridges.

Senator Burlingame from Committee on Apportionment and Representation.

Senator McCone from Committee on Stock Growing and Grazing.

Senator Larson from Committee on Apportionment and Representation.

Senator Williams from Committee on Irrigation and Water Rights.

Senator Stevens from Committees on Military Affairs.

Senator Dwight from Committee on Immigration.

Senator Edwards from Committee on Irrigation and Water Rights.

The Committee on Committees has made the following appointments to fill the above named vacancies:

Senator Haley: Irrigation and Water Rights, Apportionment and Representation, Roads, Highways and Bridges, Stock Growing and Grazing.

Senator Vagg: Apportionment and Representation, Irrigation and Water Right, Military Affairs, Immigration.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment reported that at

the hour of 1:12 P. M. an enrolled copy of Senate Joint Resolution No. 6, also an enrolled copy of Senate Joint Memorial No. 2 was transmitted to His Excellency, the Governor and the dated receipt thereof received from his private Secretary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion the report of the Committee on Insurance, recommending Senate Bill No. 49 for indefinite postponement, was reconsidered, Bill ordered printed, and placed on General File. Motion carried.

Also, that on motion, Senate Bill No. 79 was taken from General File and made a Special Order of Business in the Committee of the Whole for Thursday, February 11th, 1915. Motion carried.

Also, that on motion, House Bill No. 107, was taken from General File and re-referred to Committee on Judiciary. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 9th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Joint Resolution No. 6, today reported that same has been correctly enrolled. Report adopted.

Also Senate Joint Memorial No. 2, today reported that same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, the House acceded to the request of Senate regarding House Amendments to Senate Bill No. 12, and a Committee consisting of Burnett, Marsh and Gallagher was appointed to confer thereon with a like Committee from the Senate.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Wilde in the Chair.

House resumed.

Mr. Speaker in the Chair.

Wilde from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 98, a Bill for an Act entitled, 'An Act appropriating (\$2,400.00) Twenty Four Hundred Dollars, or as much thereof as may be necessary to pay the salary and expenses of the Custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 127, a Bill for an Act entitled, 'An Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to Commission Form of Government for cities; providing for the election of officers therein; defining their duties and powers, and providing for their compensation,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 133, a Bill for an Act entitled, 'An Act to amend Sub-division 4 of Section 7892 of the Revised Codes of Montana of 1907, with reference to the examination of witnesses,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the Enacting Clause be stricken therefrom."

Wilde moved the adoption of the report as read.

Day moved as a substitute therefor that the report on House Bill No. 133 be segregated from the report of the Committee of the Whole and that the report of House Bills Nos. 98 and 127 be adopted. Motion prevailed.



Mackel moved the adoption of the report of the Committee of the Whole on House Bill No. 133.

Day demanded a roll call on the adoption of the report.

Higgins, supported by fifteen members, demanded a call of the House.

The Clerk thereupon proceeded to call the roll and the following Members were found to be absent and excused:

Absent: Dwyer, Easton, Einsel, Guinn, Lord, McCarthy, Marsh, Moe, Sales, and Searles.

Excused: Lusk.

The Sergeant at Arms was ordered to find the absentees and bring them before the Bar of the House.

On motion of Phillips, further proceedings under the Call of the House were suspended.

Mackel's motion to adopt the report of the Committee of the Whole on House Bill No. 133 was adopted by the following vote:

Ayes: Anderson, Bechtel, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Choiniere, Corr, Corwin, Doner, Einsel, Flanigan, Fousek, Gallagher, Graybeal, Hayes, Healey, Henry, Higgins, Hills, Johnson, Jorgensen, Kelly, Kiley, Lord, McCarthy, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moore, Ostle, Page, Rainey, Rasmussen, Rundle, Schmidt, Searles, Shott, Smith of Missoula, Stone, Vidal, Wallin, Wilde, Willis—49.

Noes: Baldwin, Baxter, Bent, Bompert, Burnett, Coburn, Collins, Crismas, Day, Eliel, Easton, Fishbaugh, Foltz, Franklin, Hall, Harmon, Harper, Hawks, Hedrick, Hogan, Lemmon, McDonald of Teton, McMahon, Minnick, Morris, Nutting, Parker, Phillips, Prosser, Rixon, Sanderson, Schanck, Shrump, Scott, Sedgwick, Smith of Lewis and Clark, Sullivan, Wells, Taylor, Mr. Speaker—40.

Absent and not voting: Dwyer, Gladden, Guinn, Moe—4.

Excused: Lusk, Sales—2.

On motion of Phillips, the House recessed at 12:40 o'clock P. M. until 2:30 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:30 o'clock P. M.

Mr. Speaker in the Chair.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Hayes in the Chair.

House resumed.

Mr. Speaker in the Chair.

Hayes from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 168, a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 177, a Bill for an Act entitled, 'An Act to amend Section 8416 of the Revised Codes of the State of Montana of the year 1907, relating to Gambling' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 218, a Bill for an Act entitled, 'An Act to amend Section XI of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of Montana and relating to the transcribing of records from an old County to a new County,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 223, a Bill for an Act entitled, 'An Act appropriating the sum of Thirty-four Hundred (\$3,400.00) Dollars, or so much thereof as may be necessary, for the payment of the deficiency claims of cities from money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legisla-

tive Assembly of the State of Montana,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 57, a Bill for an Act entitled, 'An Act to repeal Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to create and appoint a State Tax Commission; to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers; to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect",' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the Enacting Clause be stricken therefrom.

Also House Bill No. 38, a Bill for an Act entitled, 'An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of Montana of 1907,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 137, a Bill for an Act entitled, 'An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all Acts and parts of Acts heretofore existing and in conflict therewith,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 200, a Bill for an Act entitled, 'An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of statistical information thereof in the year 1915 and every tenth year thereafter and to authorize the publication thereof,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the Enacting Clause be stricken therefrom.

Also House Bill No. 208, a Bill for an Act entitled, 'An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 203, a Bill for an Act entitled, 'An Act providing for a lien upon all saw logs, spars, piles, cord wood and lumber for the amount of all supplies, groceries, feed or other necessities furnished to any contractor, boarding house keeper or other person, firm or corporation to be used upon or while such contractor, boarding house keeper or other person, firm or corporation, or employer of such contractor, boarding house keeper or other person, firm or corporation is engaged in obtaining, securing, cutting or manufacturing saw logs, spars, piles, cord wood, ties or lumber; providing for the time in which such lien may be filed for record; providing for the contents of the same and the manner in which it shall be filed; providing the manner in which it may be foreclosed and also for an attorney's fee in the event of foreclosure,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the Enacting Clause be stricken therefrom.

Also House Bill No. 189, a Bill for an Act entitled, 'An Act to compel Abstracters of Title to real estate to file a bond for the protection of those with whom they deal and to procure a seal; to provide for the issuance of a certificate of authority to such Abstracters; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the Courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 216, a Bill for an Act entitled, 'An Act to appropriate money for the payment of salaries and other expenses of conducting the State

Grain Inspection Department prior to March 1st, 1915, having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass."

Hayes moved the adoption of the report as read.

Higgins moved as a substitute therefor that the report of the Committee of the Whole on House Bill No. 57 be segregated from the Report of the Committee of the Whole.

Macdonald of Flathead, supported by more than fifteen members, demanded a call of the House.

The Clerk thereupon proceeded to call the roll and the following Members were found to be absent and excused:

Absent: Easton and Phillips.

Excused: Dwyer, Jorgensen, Lusk and Sales.

On motion of Macdonald of Flathead, further proceedings under the Call of the House were suspended.

Higgins' motion to segregate the report on House Bill No. 57 was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Booth, Buckley, Cariher, Coburn, Collins, Corr, Corwin, Eliel, Gallagher, Gladden, Hall, Harmon, Harper, Hedrick, Henry, Higgins, Hills, McDonald of Teton, Mackel, Moe, Moore, Ostle, Parker, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrumph, Smith of Missoula, Smith of Lewis and Clark, Taylor, Wallin—39.

Noes: Anderson, Bent, Bompert, Burnett, Burns, Carpenter, Cavitt, Choiniere, Crismas, Day, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hayes, Hawks, Healey, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Morris, Nutting, Page, Prosser, Rainey, Shott, Searles, Stone, Sullivan, Vidal, Wells, Wilde, Willis, Mr. Speaker—50.

Absent and not voting: Easton, Jorgensen, Phillips—3.

Excused: Dwyer, Lusk, Sales—3.

Hayes' motion to adopt the report of the Committee of the Whole as read was carried.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 53, 48, 64, 50 and 140, beg leave to report the same back as correctly enrolled."

Mr. Speaker announced that he was about to sign House Bills Nos. 53, 48, 64, 50 and 140, and thereupon proceeded to sign the same in open session.

On motion of Day, the House adjourned at 5:00 o'clock P. M. until 10:00 o'clock A. M. Thursday, February 11, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## THIRTY-NINTH DAY.

Thursday, February 11, 1915.

#### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Morris.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-eighth day and find same to be correct." On motion of Shott, the report was adopted as read.

#### NOTICES OF BILLS.

The following Notices of Bills were given:

By Booth (By request): A Bill for an Act entitled, "An Act providing for a Municipal Court in the City of Great Falls."

By Mason: A Bill for an Act entitled, "An Act to provide for financial aid in the care of dependent children in their own home under the direct control of the mothers of such children, whose fathers are dead or inmates of some Montana institution of Charity or Correction, or who are physically or mentally unable to work, or who have for a period of two years or more failed to provide for said children, and whose mothers are wholly dependent upon their labor for support."

By Coburn: A Bill for an Act entitled, "An Act to amend Section 406 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, providing for the method of changing boundaries of School Districts."

By Mason: A Bill for an Act entitled, "An Act making unlawful the possession of firearms, known as pump shot guns, automatic shot guns and automatic rifles, by any person or persons in the fields or forests of Montana, and providing a penalty for the violation thereof."

By Wilde: A Bill for an Act entitled, "An Act to amend Section 8783 of the Revised Codes of 1907 as amended by Chapter 81, Section 2 of the Session Laws of 1909, relating to the protection of certain wild animals, repealing all laws in conflict therewith and providing a penalty for violation thereof."

By Einsel: A Bill for an Act entitled, "An Act to amend Section 8861 of the Revised Codes of the State of Montana, relating to the dogging of live-stock."

By Hogan: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 5, Article 16 of the Constitution of the State of Montana, relating to the terms of County Officers."

By Smith: A Bill for an Act entitled, "An Act to amend Section 3219 of the Revised Codes of the State of Montana, 1907, relating to the appointment, number and duties of the Trustees of Public Libraries, giving them certain powers in connection with the library fund."

#### REPORTS OF STANDING COMMITTEES.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 69, being a Bill for an Act entitled, 'An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Custer and Fallon, and to change the boundaries of the Seventeenth Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, term and compensation of the Judge of said Sixteenth Judicial District,' respectfully beg leave to report that the Bill be reported back to the House with the recommendation that it be referred to the Judiciary Committee." On motion of Mason, the report was adopted as read and the Bill was re-referred to the Judiciary Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 72, being a Bill for an Act entitled, 'An Act to amend Chapter II of Part IV, of Title II of the Revised Codes of 1907, relating to Boards of County Commissioners, by adding a new Section numbered 2897A; providing a penalty for the violation of Section 2897 thereof,' respectfully beg leave to report the Bill back to the House with the recommendation that it be concurred in." On motion of Mason, the report was adopted as read and the Bill was placed on General File.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 215, being a Bill for an Act entitled, 'An Act appropriating money for the use of the State Agricultural College at Bozeman, Montana, to be used in employing field men to instruct producers of agricultural and horticultural products in establishing standards of grading and packing such products' beg leave to report that the Bill do not pass." On motion of Cavitt, the report was adopted as read.

Cavitt from the Committee on Agriculture reported as follows:



"Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 37, being a Bill for an Act entitled, 'An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crop,' respectfully beg leave to report that same be concurred in." On motion of Cavitt, the report was adopted as read and the Bill was placed on General File.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 119, being a Bill for an Act entitled, 'An Act to prevent the shipment of dockage or screenings from the State of Montana by elevators, warehousemen or dealers in grain, except where dockage has been separated from grains by the usual methods employed,' respectfully beg leave to report that this Bill do pass, as amended, and be placed on General Orders." On motion of Cavitt, the report was adopted as read and the Bill was placed on General File.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills No. 127 and No. 98, beg leave to report same back to the House as correctly engrossed."

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and game, having had under consideration House Bills Nos. 259, 284, 124, 92, 231, 266, 195 and 19, respectfully beg leave to report as follows:

That House Bill No. 259, being a Bill for an Act to repeal Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of 1909, entitled, 'An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game and Fish Warden to create additional Game and Fish Districts and to appoint additional special Deputy Game and Fish Wardens,' approved March 5, 1909; to repeal Chapter 28 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint a Chief Deputy and defining his powers and duties, and amending Section 1968, Revised Codes of the State of Montana, 1907, relating to the compensation of Deputy Game and Fish Wardens,' approved February 16th, 1911, and to repeal Chapter 63 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation, and authorizing the State Game and Fish Warden to employ an additional clerk, and fixing the salary thereof, and providing the manner in which the same shall be paid,' Approved March 2, 1911," do not pass.

That House Bill No. 284, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 100 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana,' relating to the enlargement of the Snow Creek Game Preserve,' do pass.

That House Bill No. 124, being a Bill for an Act entitled, 'An Act to amend Section 8782 of the Session Laws of 1907, as amended by Section 31 of the Session Laws of 1913, relating to the Game Laws for the open season of deer and providing a penalty for violation thereof; to amend Section 8787 of the Session Laws of 1907 relating to the Game Laws for the open season for Grouse, Prairie Chicken, Fool-hen, Sage-hen, Pheasant and Partridge and providing a penalty for violation thereof,' do pass as amended.

That House Bill No. 92, being a Bill for an Act entitled, 'An Act to amend Section 31 of Chapter 79 of the Session Laws of the Thirteenth Legislative Assembly relating to the time when and the number of deer that may be killed, and to amend Section 5 of Chapter 81 of the Session Laws of the Eleventh Legislative Assembly, relating to open season for Game Birds, and providing penalty for violation of same,' do not pass.

That House Bill No. 231, being a Bill for an Act entitled, 'An Act to amend Section 2 of Chapter 100 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to establish Game preserves for the protection of antelope and deer and other Game Animals and birds, and providing penalties for the killing of any such animals within such pre-

serves," and to extend the boundaries of the Prior Mountain Game Preserve,' do pass.

That House Bill No. 266, being a Bill for an Act entitled, 'An Act making it unlawful to kill deer in the Counties of Custer, Dawson, Richland, Sheridan, Valley and Phillips, before the first of October, 1920, and providing a penalty for the violation thereof,' do pass as amended.

That House Bill No. 195, being a Bill for an Act entitled, 'An Act to provide for the construction of a Fish Hatchery, for the propagation of food fish and other fish, in Cascade County, Montana, and to appropriate money therefor,' Be returned to the House with the recommendation that the same be referred to the Committee on Appropriations.

That House Bill No. 19, being a Bill for an Act entitled, 'An Act to provide for the construction of a fish hatchery, for the propagation of food fish and other fish, in Ravalli County, Montana, and to appropriate money therefor,' be returned to the House with the recommendation that the same be referred to the Committee on Appropriations." On motion of Searles, the report was adopted as read and Bills were referred as designated in the report.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 139, being a Bill for an Act entitled, 'An Act to amend Chapter 87 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, having to do with the protection of game animals and game birds within a certain district in the State of Montana,' report same back to the House with the recommendation that same do pass." On Motion of Searles, the report was adopted as read, and the Bill was referred to the Printing Committee.

Crismas from the Committee on Horticulture reported as follows:

"Mr. Speaker: We, your Committee on Horticulture, to whom was referred House Bill No. 131, beg leave to report the same back with the recommendation that the same be amended as follows:

Amend the title so the name will read as follows:

'A Bill for an Act entitled, "An Act to amend Sections 1935 and 1936 of the Revised Codes of 1907, as amended by Chapter 121, Laws of the Twelfth Legislative Assembly, relating to Industry of Horticulture."'

Also insert after enacting clause the following words:

'Section 1. That Section 1935, Revised Codes of Montana of 1907 as amended by Chapter 121, Laws of the Twelfth Legislative Assembly, be and the same is hereby amended so as to read as follows:'

Also insert at commencement of second paragraph on Page 1 the following:

'Section 2. That Section 1936, Revised Codes of Montana of 1907, as amended by Chapter 121, Laws of the Twelfth Legislative Assembly, be and the same is hereby amended so as to read as follows:'

Also add Sections 3 and 4, which shall read as follows:

'Section 3. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 4. This Act shall be in full force and effect from and after its passage and approval,' and as amended, that the Bill do pass and be restored to its place on General Orders."

On motion of Crismas, the report was adopted as read and the Bill was placed on General File.

Kelly from the Committee on Labor, reported as follows:

"Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 281, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 108, Session Laws of the State of Montana of 1913, being an Act regulating and limiting the hours of employment for female employes, and governing the conditions under which female employes shall work, in certain industries and providing penalties for violation thereof,' respectfully beg leave to report it back to the House with the recommendation that it do pass."

On motion of Kelly, the report was adopted as read, and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 207, Substitute for House Bill No. 118, being a Bill for an Act entitled, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of bonds by counties,' having had same under consideration, beg leave to report back with the recommendation that it be restored to its place on General Orders."

On motion of Doner, the report was adopted as read, and the Bill was restored to its place on General File.

Crismas from the Committee on Horticulture, reported as follows:

"Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 280, being a Bill for an Act entitled, 'An Act to amend Section 6 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such Act entitled as follows: "An Act to create and establish a standard sized apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this Act",' respectfully beg leave to report that the same do pass." On motion of Crismas, the report was adopted as read and the Bill was referred to the Printing Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: Your Committee on Fish and Game, to whom was referred House Bill No. 115, being a Bill for an Act entitled, 'An Act to permit taxidermists to sell within the State of Montana any and all mounted and preserved dead bodies of any of the birds or animals or any part thereof, mentioned in the game laws of this State, which have been mounted and preserved by said taxidermists, and to ship and sell the same without the State of Montana when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting and preservation, and after said taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith,' having had same under consideration, report same back to the House with the recommendation that same do not pass, and we further recommend that Substitute for House Bill No. 115, introduced by the Fish and Game Committee, being a Bill for an Act entitled, 'An Act to permit taxidermists to sell within the State of Montana any and all mounted and preserved dead bodies of any of the birds or animals or any part thereof, mentioned in the game laws of this State, which have been mounted and preserved by said taxidermists and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for the said mounting and preservation and after said taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith, and fixing a penalty for violation thereof,' recommend that the Substitute Bill do pass."

On motion of Searles, the report was adopted as read, and the Bill was referred to the Printing Committee.

Burnett from the Committee on State Lands, to whom was referred House Bill No. 272, being a Bill for an Act entitled, 'An Act relating to the selection, appraisal, leasing, management and sale of lands now owned by or hereafter to be acquired by the State of Montana; providing for the use and disposition of the fees heretofore and hereafter to be collected by the Register of State Lands; and repealing Sections 2158, 2159, 2174, 2181, 2182, 2183, 2184, 2185, 2188 and 2189 of the Revised Codes of Montana, 1907, and amending Sections VI, XXX, XLIII, XLV, LXII, LXV, LXVI, LXVII, LXVIII, LXX, LXXI, LXXVII, LXVIII, LXXXI and XCIII of Chapter 147 of the Session Laws of the Eleventh Legislative Assembly of Montana,' beg leave to report the same back to the House with the recommendation that the same do pass." On motion of Burnett, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bill No. 194, beg leave to report the same as correctly printed."

Einsel from the Printing Committee reported as follows:



"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered Ninety-six (96), One Hundred One (101), One Hundred Seventy (170), One Hundred Ninety (190), Two Hundred Twenty-two (222), Two Hundred Thirty-four (234) and Two Hundred Sixty-five (265), beg leave to report that the same have been returned correctly printed."

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 296, being a Bill for an Act entitled, 'An Act to amend Sections 4017 and 4018, Revised Codes of Montana, 1907, pertaining to the license fees of insurance corporations, associations and societies, and allowing deductions to be made, where any company has fifty per cent of its capital invested in Montana securities,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do pass."

On motion of Ostle the report was adopted as read and the Bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 297, being a Bill for an Act entitled, 'An Act providing a method for the assessment and taxation of all insurance companies organized under the laws of the State of Montana, and providing upon what property insurance companies shall be assessed and taxed, and allowing certain deductions,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do pass."

On motion of Ostle, the report was adopted as read and the bill was referred to the Printing Committee.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bill No. 212, beg leave to report same back to the House as correctly engrossed."

Mr. Speaker announced at this time that he was about to sign Senate Bills 40 and 42 and thereupon proceeded to sign the same.

### INTRODUCTION OF BILLS.

The following bills were introduced:

Senate Joint Memorial No. 4, introduced by Darroch: To permit automobiles to pass over the roads in the Yellowstone National Park on those days when the Park is open to the General Public.

Senate Bill No. 60, introduced by J. C. Kinney: A Bill for an Act entitled, 'An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to Demurrers.'

Senate Bill No. 84, introduced by Junod: A Bill for an Act entitled, "An Act prohibiting the grazing of livestock in herd within a distance of one mile of any city or town; fixing a penalty and defining a city or town for the purposes of this Act."

Senate Bill No. 91, introduced by Judiciary Committee: A Bill for an Act entitled, "An Act amending Section 6389 of the Revised Codes of 1907, relating to the authority of attorneys and counsellors."

House Bill No. 304, by Fish and Game Committee: A Substitute for House Bill No. 115, a Bill for an Act entitled, "An Act to permit taxidermists to sell within the State of Montana, any and all mounted and preserved dead bodies of any of the birds or animals, or any part thereof, mentioned in the game laws of this State, which have been mounted and preserved by said taxidermists and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for the said mounting and preservation and after said taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith, and fixing a penalty for violation thereof."

House Bill No. 305, by Schmidt: A Bill for an Act entitled, "An Act to amend Chapter 35 of the Laws of the Thirteenth Legislative Assembly, relating to the issuance of retail liquor dealers license, by amending Sections 3 and 3a and adding Section 3b, defining the term 'Qualified Electors' and Section 3c,



abolishing the right of appeal to the District Court, and amending Section 2761 of the Revised Codes of 1907, as amended by Chapter 116 of the Laws of the Thirteenth Legislative Assembly."

House Bill No. 306, by Collins: A Bill for an Act entitled, "An Act providing that electors of this State on registration under the laws of the State shall not be compelled to give their exact age, provided they are over twenty-one years of age."

House Bill No. 307, by Rixon: A Bill for an Act entitled, "An Act prohibiting the running at large of livestock within a distance of one mile of any city or town, and fixing a penalty therefor."

House Bill No. 308, by Wilde: A Bill for an Act entitled, "An Act to amend Section 8783 of the Revised Codes of 1907, as amended by Chapter 81, Section 2 of the Session Laws of 1909, relating to the protection of certain wild animals, repealing all laws in conflict therewith and providing a penalty for the violation thereof."

House Bill No. 309, by Dwyer and McMahon: A Bill for an Act entitled, "An Act empowering County Commissioners in counties of the first class to create and establish special improvement districts in thickly populated localities outside the limits of incorporated towns and cities, for the purpose of constructing sanitary and storm sewers, installing lights and such other special improvements, that may be petitioned for by sixty per cent (60%) of the freeholders affected by the same."

House Bill No. 310, by Stone: A Bill for an Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to fees to be collected by County Clerks, as amended by the Legislative Assembly of the State of Montana in 1911."

House Bill No. 311, by Appropriation Committee: A Bill for an Act entitled, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana."

House Bill No. 312, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the maintenance of the Executive and Judicial Departments of the State Government for two years, commencing March 1st, 1915, and ending February 28th, 1917."

House Bill No. 313, by McNally: A Bill for an Act entitled, "An Act to prohibit the manufacture and sale of shoddy, and mattresses containing shoddy, and providing a penalty for the violation thereof."

House Bill No. 314, by Hedrick (by request): A Bill for an Act entitled, "An Act to amend Sections 3218, 3222, 3223, 3224, 3226 and 3232 of the Revised Codes of Montana of 1907, relating to officers and elections in cities and towns."

#### READING OF SENATE BILLS.

Senate Joint Memorial No. 4 read first and second time by title only and referred to the Committee on Highways.

Senate Bill No. 60 read first and second time by title only and referred to Committee on Judiciary.

Senate Bill No. 84 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 91 read first and second time by title only and referred to the Committee on Judiciary.

#### READING OF HOUSE BILLS.

House Bill No. 304, Substitute for House Bill No. 115, read first and second time at length and referred to the Committee on Printing.

House Bill No. 305 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 306 read first and second time by title only and referred to the Committee on Equal Suffrage.

House Bill No. 307 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 308 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 309 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 310 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 311 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 312 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 313 read first and second time by title only and referred to the Committee on Sanitary Affairs.

House Bill No. 314 read first and second time by title only and referred to the Committee on Equal Suffrage.

### MOTIONS.

McCarthy moved that Senate Joint Resolution No. 8 be re-referred to the Committee on House Employes. Motion carried.

At the request of Day, Mr. Speaker reverted to the Order of Business.

### REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 311, being a Bill for an Act entitled, 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana,' beg leave to report said bill back to the House with the recommendation that it do pass."

On motion of Day the report was adopted as read and the bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 312, being a Bill for an Act entitled, 'An Act appropriating money for the maintenance of the Executive and Judicial Departments of the State Government for two years, commencing March 1st, 1915, and ending February 28th, 1917,' beg leave to report said bill back to the House with the recommendation that it do pass."

On motion of Day the report was adopted as read and the bill was referred to the Printing Committee.

At the request of Searles, Mr. Speaker reverted to Order of Business.

### NOTICES OF BILLS.

The following notices of bills were given:

By Searles: A Bill for an Act entitled, "An Act making it unlawful to fish through the ice in ponds, lakes and streams and providing a penalty for the violation thereof."

By Searles (Committee on Fish and Game): A Bill for an Act entitled, "An Act to appropriate money from the State Fish and Game Fund for the purpose of erecting a permanent building at the State Fair Grounds, to be used for the exhibition of Fish and Game of the State of Montana."

By Searles (Fish and Game): A Bill for an Act entitled, "An Act making unlawful the use of silencers or mufflers on firearms when hunting and providing a penalty for the violation thereof."

By Searles (Fish and Game): A Bill for an Act entitled, "An Act to amend Section 9, Subdivision 4 of Chapter 79 of the Session Laws of the State of Montana, relating to hunting and fishing licenses."

By Searles (Fish and Game): A Bill for an Act entitled, "An Act to protect bears, making it unlawful to trap them and fixing an open season in which they may be hunted, making it unlawful for any person to be in possession of bear traps and providing a penalty for the violation thereof."

By Searles (Fish and Game): A Bill for an Act entitled, "An Act to amend Section 8796 of the Revised Codes of Montana of 1907, relating to the use of explosives for the purpose of catching fish and further making unlawful the use of poisons and other deleterious substances and providing a penalty for the violation thereof."

By Searles (Fish and Game): A Bill for an Act entitled, "An Act to prohibit hunting, chasing or running with dogs certain game animals, providing a penalty for violation thereof and repealing all Acts and parts of Acts in conflict therewith."

By Dwyer: A Bill for an Act entitled, 'An Act to amend Section 9483 of the Revised Codes of Montana, relating to the competency of husband or wife as witness against the other.'

By Judiciary Committee: A Bill for an Act entitled, "An Act relating to Exceptions and to Bills of Exceptions and Statements of the Case in their relation to Exceptions, and amending Section 6784 of the Revised Codes of 1907."

By Judiciary Committee: A Bill for an Act entitled, "An Act relating to appeals to the Supreme Court and making regulations concerning the same and concerning records and papers to be used on such appeals."

By Judiciary Committee: A Bill for an Act entitled, "An Act to amend Sections 5923 and 5935 of the Revised Codes of the State of Montana of 1907, relating to the presentment for payment of negotiable instruments."

#### MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned:

House Bill No. 107, by Morris, entitled, "An Act authorizing counties to issue bonds or warrants to procure seed grain for needy farmers resident therein; providing for advertising and receiving bids for the purchase of said bonds; providing for the depositing of the money realized from the sale of such bonds; providing for the creation of a sinking fund for the purpose of purchasing seed grain; providing for the distribution of said seed grain among the needy farmers; providing for the levying of a tax and lien against the property of the person to whom said grain has been distributed, and for the security to the county of the payment by said person of the tax and lien against said property; providing penalties for the violation of said Act.'

House Bill No. 66, by Appropriations Committee, entitled, 'An Act appropriating Fifty-seven and 12/100 (\$57.12) Dollars to the estate of Nathan Herrman for refund on account of over-payment of Inheritance Tax erroneously collected on July 19, 1913.'

House Bill No. 148, by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court, on account of salary.'

House Bill No. 60, by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company, for cell work at the State Penitentiary.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read first and second times and referred to Committee on Judiciary and the Committee recommends that bills be not concurred in and are herewith returned. Report adopted.

House Bill No. 110, by Day, entitled, 'An Act providing for recording affidavits and other instruments relating to the Title to Real Estate, and permitting such instruments or records thereof to be introduced in Evidence.'

House Bill No. 104, by Willis, entitled, 'An Act to amend Section 3169 of the Revised Codes of Montana, 1907, concerning fees of the Clerk of the District Court, and providing herein for the collection by said Clerk of a fee for issuing marriage license and recording certificate of marriage.'

House Bill No. 116, by Johnson, entitled, 'An Act to amend Section 4687 of the Revised Codes of Montana, 1907, relating to unrecorded instruments.'

House Bill No. 117, by Johnson, entitled, 'An Act to amend Section 4539, Revised Codes of Montana, 1907, relating to implied and resulting trusts.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 14, introduced by O'Shea, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Sections 5 and 6, Article XVI, and Section 19, Article VIII of the Constitution of the State of Montana, relating to the terms of officers and fixing the length of said terms at four years for all County, Township and Precinct officers and providing for the election of officers in case of two or more candidates having an equal number of votes,' today reported said bill with the recommendation that it be re-referred to the Joint Committee on Constitutional Amendments, after being amended as follows: Amend Section 2 by striking out in line 9 the words 'one superintendent of schools.' Amend Section 2 by inserting in line 12 of the printed bill, after the word 'elected' the words 'or appointed;' also, by inserting in line 13, after the word 'elected' the words 'or appointed.' Amend Section 2 by adding thereto the words 'the Legislature may provide by law for the appointment or election of one Superintendent of Schools in each county.' Amend Section 4 by striking out in lines 32 and 33 of the printed bill the words 'providing that no person shall hold said office for more than one consecutive term.' Report adopted.

Also Senate Bill No. 64, by Meadors, being a Bill for an Act entitled, 'An Act to amend Sections 1 and 3 of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable or contagious diseases when said livestock is killed according to law,' today reported said bill with the recommendation that it do pass with the following amendment: Amend Section 2 by striking out in line 3 the number of the section '11' and inserting in lieu thereof the number '1' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 80, by Edwards, being a Bill for an Act entitled, 'An Act to amend Section 3910 of the Revised Codes of the State of Montana of 1907, relating to the purchase and holding by a State Bank of corporate stock of its own or other corporate stock,' today reported said bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 51, by Hogan, being a Bill for an Act entitled, 'An Act providing for the creation of a Police Pension Fund Law in cities of the first and second class, and providing for a Police Pension Board, and prescribing the duty of the Said Board with reference to the care and distribution of said fund,' today reported said bill with the recommendation that it do pass with the following amendments: Amend Section 4 by adding after the word 'retirement' in line 80, the words 'provided that no pension shall be paid to any person who has not served in such police department at least fifteen years.' Amend Section 7 by inserting after the word 'life' in line 107, 'but the total amount to be paid any widow under this Act shall not exceed the sum of four thousand dollars,' and by adding after the word 'aye' in line 108, 'but the total payments made to such child or children shall not exceed the sum of two thousand dollars.'

Also Senate Bill No. 90 by Muffy, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 81 of the Session Laws of the Twelfth Legislative Assembly, entitled, "An Act prescribing the salary of certain appointive and deputy state officers, clerks, stenographers, and employees at the State Capitol,"' today reported said bill with the recommendation that it do pass with the following amendments: Amend Section 1 by striking out in line 19 the figures '\$1,800.00' and inserting in lieu thereof the figures '\$2,100.00.' Amend Section 1 by striking out all of lines 29, 30, 31 and 32 of the printed bill and inserting in lieu thereof the words:

#### 'DEPARTMENT OF AGRICULTURE AND PUBLICITY.

Clerk .....	\$2,100.00
Stenographer .....	1,200.00

#### DEPARTMENT OF LABOR AND INDUSTRY.

Clerk .....	\$2,100.00
Stenographer .....	1,200.00

Report adopted. Bill referred to Printing Committee.



Also House Bill No. 107, by Morris, being a Bill for an Act entitled, 'An Act authorizing counties to issue bonds or warrants to procure seed grain for needy farmers resident therein; providing for advertising and receiving bids for the purchase of said bonds; providing for the depositing of the money realized from the sale of such bonds; providing for the creation of a sinking fund for the purpose of purchasing seed grain; providing for the distribution of seed grain among the needy farmers; providing for the levying of a tax and lien against the property of the persons to whom said grain has been distributed, and for the security to the county of the payment of said person of the tax and lien against said property; providing penalties for the violation of said Act,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred as follows:

House Bill No. 172, by Collins, entitled, 'An Act to amend Section 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that all Chattel Mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of the State of Montana of 1907," respecting the sale of mortgaged property or its removal from the county in which it is situated.' Committee on Judiciary.

House Bill No. 178, by Harmon, entitled, 'An Act accepting the terms and provisions of the Act of Congress, approved May 8th, 1914, relating to co-operative agricultural extension work.' Committee on Agriculture.

House Bill No. 193, by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the claim of the Hennessy Company for sundry carpeting and furnishing in the Senate Chambers of the State Capitol Building.' Committee on Finance and Claims.

House Bill No. 206, by L. O. Johnson, entitled, 'An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney at law, or counsellor at law in any court of the State of Montana, unless duly admitted to practice by the Supreme Court of Montana, and providing a penalty therefor.' Committee on Judiciary.

House Bill No. 224, by Committee on Affairs of Cities, entitled, 'An Act prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof and providing for a referendum of said Act and providing the time when said Act shall take effect.' Committee on Counties, Towns and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 70, today reported said bill with the following corrections correctly printed: In line 5, strike out the suffix 'ing.' In line 19, strike out the word 'therefore' and insert the word 'therefor.' In line 44, strike out the word 'beforing' and insert 'before.' In line 66, strike out the word 'pay' and insert the word 'paving' and insert the letter 'a' between the words 'of' and 'street.' In line 222, insert the word 'such' between 'any' and 'city.' In line 244, substitute the word 'were' for 'where.' In line 255, substitute the word 'expense' for 'expenses.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate.

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 40,

being a Bill for an Act entitled, 'An Act regulating the sale of imported meats, lard, and dairy products within the State of Montana, today reported that same has been correctly enrolled.

Also Senate Bill No. 42, being a Bill for an Act entitled, 'An Act to facilitate the publication of election returns,' today reported that the same has been correctly enrolled.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 116, by Kinney, being a Bill for an Act entitled, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, 'An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of the State of Montana of 1907,' respecting the filing of chattel mortgages; providing for the protection of creditors against the effect of unsatisfied chattel mortgages in whole or in part, and providing penalty for the removal of personal property under chattel mortgage from the county in which it is situated at the time of the execution of the mortgage,' today reported said Bill with the recommendation that it do pass with the following amendments:

In Section 2, line 25, after the word 'shall' strike out the words 'be required.' In line 27, after the word 'person' strike out the words 'or by registered mail.' In line 44, after the word 'shall' insert the word 'be.' In line 50, after the word 'evidence' insert the words 'of indebtedness.' In line 51, after the word 'and' strike out the word 'to.' In line 53, after the word 'required' strike out the word 'shall.'

In Section 4, in line 21, after the word 'of' strike out the word 'larceny' and insert the words 'a misdemeanor, but if such sale be made or removal had with intent to deprive the mortgagee of his claim thereto and interest therein, such person is guilty of larceny.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 93, by Willett, being a Bill for an Act entitled, 'An Act to prohibit the employment of males of the Negro or Asiatic Races with females of the Caucasian or White Race, and providing a penalty for the violation thereof' today reported said Bill with the recommendation that it be indefinitely postponed. Report suspended. Bill ordered printed on motion.

Also Senate Bill No. 121, by Brower, being a Bill for an Act entitled, 'An Act concerning the fees collected by the Clerk of the District Court in naturalization proceeding,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 108, by Byrnes, being a Bill for an Act entitled, 'An Act to amend Section 3742 of the Revised Codes of the State of Montana of 1907, and equally entitling the Father and Mother to the Care, custody and services of Legitimate unmarried minor children,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 7, by Whiteside, being a Bill for an Act entitled, 'An Act to promote the distribution of improved seed grain by authorizing the County Commissioners in any county to purchase such seed grain and distributing the same among residents of the county,' today reported said Bill with the recommendation that it do pass with the following amendments:

In Section III, in the fifth line, after the article 'a' strike out the word 'first.'

In Section IV, in the fifth line, after the word 'same' strike out all the rest of the Section and insert in lieu thereof the words 'and, if necessary, enforce the lien herein created in the same manner as other similar liens are enforceable.'

Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 71, by Burlingame, being a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in the newspapers,' today reported said Bill with the recommendation that it do pass with the following amendments:

After the last word in Section 1 add the words 'nor shall this Section apply to any pending actions or causes of action.' Report adopted. Bill referred to Printing Committee.

Also House Bill No. 73, by Marsh, being a Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article XII of the Constitution of the State of Montana, relating to exemptions from taxation,' today reported said Bill with the recommendation that it be re-referred to the Joint Committee of the House and Senate on Constitutional Amendments. Report adopted.

Also House Bill No. 107, by Morris, being a Bill for an Act entitled, 'An Act authorizing Counties to issue bonds or warrants to procure seed grain for needy farmers resident therein; providing for advertising and receiving bids for the purchase of said bonds; providing for the depositing of the money realized from the sale of such bonds; providing for the creation of a sinking fund for the purpose of purchasing seed grain; providing for the distribution of seed grain among the needy farmers; providing for the levying of a tax and lien against the property of the person to whom said grain has been distributed, and for the security to the county of the payment by said person of the tax and lien against said property; providing penalties for the violation of said Act,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 110, by Day, being a Bill for an Act entitled, 'An Act providing for the recording of affidavits and other instruments relating to the title to real estate, and permitting such instruments or records thereof to be introduced in evidence,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 104, by Willis, being a Bill for an Act entitled, 'An Act to amend Section 3169 of the Revised Codes of Montana, 1907, concerning fees of the Clerk of the District Court, and providing herein for the collection by said clerk of a fee for issuing marriage licenses, and recording certificates of marriage,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 81, by Macdonald, being a Bill for an Act entitled, 'An Act providing for indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 116, by Johnson, being a Bill for an Act entitled, 'An Act to amend Section 4687 of the Revised Codes of Montana, 1907, relating to unrecorded instruments,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 146, by the Judiciary Committee, being a Bill for an Act entitled, 'An Act to provide for the recovery of Attorney's fees in an action to establish a claim for salary or wages,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 99, by Schmidt, being a Bill for an Act entitled, 'An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government to the heirs of a deceased entryman,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 150, by Higgins, being a Bill for an Act entitled, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 117, by Johnson, being a Bill for an Act entitled, 'An Act to amend Section 4539 of the Revised Codes of Montana, 1907, relating to



implied and resulting trusts,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred Senate Bill No. 66, introduced by Byrnes, today reported that further action on said Bill be indefinitely postponed, and that Senate Bill No. 136 be substituted in its stead.

Said Committee reported said Bill No. 136, being a Bill for an Act entitled, 'An Act to provide for library extension through the establishment and maintenance of county free libraries,' with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 63, introduced by Oliver, being a Bill for an Act entitled, 'An Act fixing the time for the opening and closing of saloons on Sunday in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend Section 4, line 5, by adding after the word 'conviction' the following words: 'and his county license shall be revoked. And any person convicted a third time for a violation of the provisions of this Act shall, in addition to the penalty prescribed in Section 3 hereof, be forever barred from applying for, obtaining or holding a retail liquor license within the State of Montana.' Report adopted. Bill referred to the Printing Committee.

Also Senate Bill No. 62, by Junod, being a Bill for an Act entitled, 'An Act fixing the time for the opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties, and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly, relating to the closing of saloons,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend by striking out all of Section 4 after the word 'conviction' in line 5 of said Bill and substituting in lieu thereof the words "and his county license shall be revoked. And any person convicted a third time for a violation of the provisions of this Act shall, in addition to the penalty prescribed in Section 3 hereof, be forever barred from applying for, obtaining or holding a retail liquor license within the State of Montana.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 54, by Annin, being a Bill for an Act entitled, 'An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend by striking out all of Section 1 after the words 'second class' in line 10 and substituting in lieu thereof the following: 'All counties having an assessed valuation of more than twenty-seven million and less than forty million dollars.

'Third class: All counties having an assessed valuation of more than twenty-two million and less than twenty-seven million of dollars.'

'Fourth class: All counties having an assessed valuation of more than Sixteen million and less than twenty-two million of dollars.

'Fifth class: All counties having an assessed valuation of more than nine million and less than sixteen million of dollars.

'Sixth class: All counties having an assessed valuation of more than seven million and less than nine million of dollars.

'Seventh class: All counties having an assessed valuation of more than four million and less than seven million of dollars.



'Eighth class: All counties having an assessed valuation of less than four million of dollars.' Report adopted. Bill referred to the Printing Committee.

Also Senate Bill No. 134, by MacKenzie, being a Bill for an Act entitled, 'An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of county seats,' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to the Printing Committee.

Also House Bill No. 126, by Day, being a Bill for an Act entitled, 'An Act to amend Section 2081 of the Revised Codes of the State of Montana providing for the establishment of fire limits in any unincorporated city or town and for the levy of taxes therein for fire purposes, and the disbursement thereof,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 129, by Coburn, being a Bill for an Act entitled, 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a), 8380 (b) and providing penalties,' today reported that said House Bill be concurred in. Report adopted.

Also Senate Bill No. 55, by Dearborn, being a Bill for an Act entitled, 'An Act providing for the submission to the qualified electors of the State of Montana of an amendment of Section 6 of Article XVI of the Constitution of the State of Montana, relating to officers, their election or appointment and their terms of office other than officers named in the Constitution,' today reported with the recommendation that said Bill be referred to the Special Joint Committee on Constitutional Amendments. Report adopted.

Also Senate Bill No. 127, by Dwight, being a Bill for an Act entitled, 'An Act to change the boundary line between Sanders and Flathead Counties,' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 114, by O'Shea, being a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana and fixing the fees to be paid by incorporated cities and towns and by school districts of the first and second class into the fund known in the laws as the "State Examiner's Fund",' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully submitted,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open Session Senate Bills numbered 42 and 40.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 111, being a Bill for an Act entitled, 'An Act to fix the salaries of Superintendents of Common Schools in counties of the Seventh and Eighth class at the sum of Twelve Hundred Dollars per annum, today reported said Bill with the recommendation that the Bill do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 88, being a Bill for an Act entitled, 'An Act to amend Section No. 14 of Chapter 122 of the Twelfth Legislative Assembly of the State of Montana entitled, "An Act providing for a Juvenile Court Procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this Act into

effect,' today reported said Bill with the recommendation that the Bill be indefinitely postponed. Report adopted.

Also Senate Bill No. 120 being a Bill for an Act entitled, 'An Act to provide for the redistricting of the third class districts in each county; creating a rural school district in each county, composed of all third class districts and parts thereof as a unit for the purposes of administration and taxation; providing for the creation of subdivisions of rural districts for the purposes of local administration; providing for boards of trustees for rural school districts, and prescribing the manner of election, number, terms, power and duties of said boards of trustees; providing for the appointment of local clerks and subdivisions, and prescribing the powers and duties of the same; providing for taking over of funds, property and indebtedness of third class districts by the rural school district; providing for bonding of school districts for payment of indebtedness; and providing the manner of acceptance of the provisions of this Act by the people of the several counties,' with the following amendments:

In Section Six, following the word 'state' insert 'that the judges and clerks of such elections shall serve without compensation.'

Section 2, paragraph 3, after the word 'election' in the 2nd sentence insert 'that said duly elected trustees shall begin their term of service on the third Saturday of April next following their election.'

Section 2, 3rd sentence in paragraph 3, strike out the words 'County Superintendent' and insert in lieu thereof 'the Board of County Commissioners.'

Insert at the end of Section 3, 'the County Superintendent of Schools shall be Ex-officio Secretary of the Board and it shall be his duty to enforce the rules, regulations and orders of the Board,' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced in the Senate, read first and second times, and referred as follows:

Senate Bill No. 135, by Stevens, entitled, 'An Act to prevent pool selling, betting or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit anyone from transferring or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana; and to provide for the punishment of those who violate the provisions of the Act.' Committee on Public Morals.

Senate Bill No. 136, by Committee on Libraries, substitute for Senate Bill No. 66, introduced by Byrnes, entitled, 'An Act to provide for Library extension through the establishment and maintenance of County free libraries.' Committee recommends Bill do pass. Report adopted and referred to Printing Committee.

Senate Bill No. 137, by Burlingame, entitled, 'An Act to amend and reenact Sections 5, 9, 24, 25, 31, 32, 33, 34, 36, 37, 40, 43, 44, 46, 47, 49, 52, 53, 57, 63 and 65, Chapter 146 of the Montana Session Laws, 1909, relating to the creation, organization, government and extension of irrigation districts.' Committee on Irrigation.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the introduction of Bills, have this day been given:

By Muffly: An Act relating to the publication of the State Treasurer's Quarterly report as provided in Section 13, Article 12 of the Constitution of the State of Montana.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 60, 84 and 91, today reported that said Bills have been correctly engrossed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills have been read three several times and passed and are herewith transmitted for your concurrence.

Senate Bill No. 60, by Kinney, being a Bill for an Act entitled, 'An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to demurrers.'

Also Senate Bill No. 91, introduced by Judiciary Committee, being a Bill for an Act entitled, 'An Act amending Section 6389 of the Revised Codes of 1907, relating to the authority of attorneys and counsellors.'

Also Senate Bill No. 84, introduced by Junod, being a Bill for an Act entitled, 'An Act prohibiting the grazing of livestock in herd within a distance of one mile of any city or town, fixing a penalty and defining a city or town for the purposes of this Act.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Memorial has been read and adopted and transmitted for your concurrence:

Senate Joint Memorial No. 4, introduced by Darroch 'to permit automobiles to pass over the roads in the Yellowstone National Park on those days when the park is open to the general public.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, Senate Bill No. 67 was ordered held in abeyance until the Committee on Federal Relations shall report back House Bill No. 153; and Committee on Federal Relations was directed to report back House Bill No. 153 at an early date.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, the Third Reading of House Bills was dispensed with, and the Journal was ordered to show that the Bills had been read in full on Third Reading.

### THIRD READING OF HOUSE BILLS.

House Bills No. 105, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Searles, Harper, Hayes, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—81.

Noes: None.

Absent and not voting: Baxter, Cariher, Easton, Graybeal, Guinn, Hawks, Higgins, Jorgenson, McNally, Macdonald of Flathead, Rundle, Scott, Willis.—13.

Excused: Morris.—1.

Title agreed to and bill transmitted to the Senate for concurrence.



House Bill No. 130, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Taylor, Vidal, Wallin, Wilde, Willis, Mr. Speaker.—80.

Noes: Carpenter, Ostle, Page, Parker, Sullivan, Wells.—6.

Absent and not voting: Easton, Guinn, Hawks, Higgins, Jorgenson, McNally, Rundle, Scott.—8.

Excused: Morris.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 160, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—82.

Noes: Hogan, Lemmon.—2.

Absent and not voting: Baxter, Doner, Eliel, Easton, Guinn, Higgins, Johnson, Jorgenson, Rundle, Scott.—10.

Excused: Morris.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 212, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Hogan, Kelly, Kiley, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Stone, Sullivan, Taylor, Wallin, Wells, Wilde, Willis, Mr. Speaker.—74.

Noes: Bompert, Foltz, Gallagher, Higgins, Hills, Lusk, Nutting, Smith of Missoula, Smith of Lewis and Clark, Vidal.—10.

Absent and not voting: Baxter, Burns, Eliel, Easton, Guinn, Hawks, Johnson, Jorgenson, Rundle, Scott.—10.

Excused: Morris.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 127, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—81.



Noes: Bechtel, Harper, Mackel, Stone.—4.

Absent and not voting: Baxter, Bent, Crismas, Easton, Guinn, Johnson, Jorgenson, Rundle, Scott.—9.

Excused: Morris.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 98, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks Healey, Hedrick, Henry, Higgins, Hills, Hogan, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Moore, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Sanderson, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—79.

Noes: Coburn, Minnick, Nutting, Page, Rixon, Sales, Schanck.—7.

Absent and not voting: Baxter, Easton, Guinn, Johnson, Jorgenson, McCarthy, Rundle, Scott.—8.

Excused: Morris.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House recessed at 12:00 o'clock M. until 2:30 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:30 o'clock p. m.

Mr. Speaker in the Chair.

At request of Mr. Searles, Mr. Speaker reverted to Order of Business.

#### INTRODUCTION OF BILLS.

The following bill was introduced without previous notice, by unanimous consent:

House Bill No. 315, by Committee on Fish and Game: A Bill for an Act entitled, "An Act to amend an Act of the Legislative Assembly of the State of Montana, concerning Fish and Game, approved March 13th, 1913, to amend Section 1978 of the Revised Codes of Montana, and giving control of lakes and ponds on State Land to the State Game and Fish Commission."

#### READING OF HOUSE BILLS.

House Bill No. 315 read first and second time by title only and referred to the Committee on Fish and Game.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Baldwin in the Chair.

House resumed.

Mr. Speaker in the Chair.

Baldwin from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 156, a Bill for an Act entitled, 'An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with and a Department of the Montana Agricultural College at Bozeman, Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 220, a Bill for an Act entitled, 'An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 145, a Bill for an Act entitled, 'An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its charter or articles of incorporation in the office of Secretary of State of Montana,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 152, a Bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, 'An Act providing for the management and control of the timbered lands now owned by or hereafter to be acquired by the State of Montana, including protection of the timber growing thereon and the naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations, and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of fire wardens, providing for the expenses thereof, and prescribing penalties for the violation of this Act,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 185, a Bill for an Act entitled, 'An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible to admission or to hold office in the Montana Soldiers' Home,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 199, a Bill for an Act entitled, 'An Act appropriating the sum of Five Hundred Dollars (\$500.00) to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses erroneously slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 202, a Bill for an Act entitled, 'An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also Senate Joint Resolution No. 5, a Joint Resolution relative to aid from the Government of the United States for Industrial Education and the inauguration and establishment of a National University and Department of Education, having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same as amended, be not concurred in.

Also Senate Bill No. 73, a Bill for an Act entitled, 'An Act to amend Subdivision 3 of Section 6519 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon corporations,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also House Bill No. 241, a Bill for an Act entitled, 'An Act to amend Section 1904 of the Revised Codes of Montana of 1907, as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 240, a Bill for an Act entitled, 'An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended."

On motion of Baldwin, the report was adopted as read.

On motion of McMahon, the House adjourned at 5:05 a'clock p. m. until 10:00 o'clock a. m., Friday, February 12, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FORTIETH DAY.

Friday, February 12, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Morris, Rundle.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-ninth day and find same to be correct."  
On motion of Shott, the report was adopted as read.

## NOTICES OF BILLS.

The following notices of bills were given:

By Sullivan: A Bill for an Act entitled, "An Act to regulate the construction and operation of moving picture shows and theaters showing moving pictures, in which films are used, to provide for an inspection fee for operating the same, and to place supervision of such shows and theaters under the Department of the State Fire Marshal."

By Lord: A Bill for an Act entitled, "An Act to amend Chapter XVII of the Revised Codes of Montana (1907) relating to Toll for grinding grain, amending Sections 2092, 2093 and 2094 of the Revised Codes of Montana, (1907) which sections are comprehended within said Chapter, relating to the duties of persons engaged in operating grain-grinding and flouring mills, the rates of toll to be charged, and declaring a violation of the provisions hereof shall be a misdemeanor."

By Einsel: A Bill for an Act entitled, "An Act to provide for the enumeration and securing of the Statistical information thereof for the year 1915 and every ten years thereafter of the inhabitants of the State of Montana, and to authorize the publication thereof."

By Einsel: A Bill for an Act entitled, "An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to the publicity of County Commissioners proceedings and all County Advertising."

By McMahon: A Bill for an Act entitled, "An Act to authorize the appointment of a Register of State Warrants, prescribing his duties, fixing his compensation and placing under bond."

By Rainey: A Bill for an Act entitled, "An Act to amend Section 1596, Section 1599 and Section 1605 of the Revised Codes of the State of Montana, regulating the practice of Osteopathy in the State of Montana, licensing osteopathic practitioners to practice in the State, making it unlawful to practice without a certificate, defining what shall constitute the practice of Osteopathy and designating the rights, obligations and limitations of osteopathic practitioners licensed by the State Board of Osteopathic Examiners."

By Prosser: A Bill for an Act entitled, "An Act to regulate the business of traveling merchants who use a wagon, animal or other means of transportation than on foot and of peddlers and hawkers who carry a pack, and vend goods, wares or merchandise requiring them to obtain permits from the Sheriff of the County wherein such business is to be carried on, before a license therefor may be issued."

By Day: A Bill for an Act entitled, "An Act to amend Section 6870 of the Revised Codes of Montana, and to enact additional sections thereto relating to actions to quiet title to real estate."

By Day: A Joint Memorial urging the State Department of the United States Government to demand the immediate release or the taking before the Prize Courts of vessels carrying American cargoes to Neutral Nations."

## REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 38, 168, 177, 189, 208, 223, 216 and 218, beg leave to report same back to the House as correctly engrossed."



Lord from the Committee on Equal Suffrage reported as follows:

"Mr. Speaker: We, your Committee on Equal Suffrage, having had under consideration House Bill No. 287, beg leave to report that the same do pass as amended. Section 10 is hereby amended to read as follows: 'Section 10. All Notary Publics and Justices of the Peace are hereby designated as Deputy Registrars for the purpose of carrying out the provisions of this Act. The County Clerk of each county may appoint a Deputy Registrar in each precinct of such county distant more than ten miles from the County Court House. It shall be the duty of the Deputy Registrar to register all electors within his precinct applying for registration and for this purpose he shall have authority to demand of the elector all information and to administer all oaths required by this Act. The Deputy Registrar shall be a resident elector within the precinct for which he is appointed, and shall receive as compensation for his services, the sum of twenty-cents for each elector registered by him. He shall forward without delay all registry cards filled out before him to the County Clerk by United States mail or other safe conveyance.'"

On motion of Lord, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Joint Memorials numbered Five (5) and Six (6), beg leave to report that the same have been returned correctly printed."

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 53, being a Bill for an Act entitled, 'An Act relating to compensation of attorneys for service in an action for the injury to or death of a person and providing for the violation thereof,' beg leave to report back with the recommendation that same be not concurred in."

#### MINORITY REPORT.

Day, a minority of the Committee on Judiciary, reported as follows:

"Mr. Speaker: We, a minority of your Committee on Judiciary, to whom was referred Senate Bill No. 53, being a Bill for an Act entitled, 'An Act relating to compensation of attorneys for services in an action for the injury to or death of a person and providing for the violation thereof,' having had said bill under consideration, beg leave to report back with the recommendation that it be concurred in."

Dwyer moved the adoption of the majority report.

Day moved as a substitute therefor the adoption of the Minority report. Day's motion prevailed and the bill was placed on General Orders.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 236, being a Bill for an Act entitled, 'An Act to amend Section 7631 of the Revised Codes of Montana of 1907, relating to allowances for expenses and the compensation of their attorneys,' having had same under due consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 1, being a Bill for an Act entitled, 'An Act to create a Department of Farm Loans, and provide for the issuance of farm loan bonds; to facilitate the investment of savings in such bonds; to designate the State Treasurer as Commissioner of Farm Loans, and to appropriate money for the use of said department,' beg leave to report same back to the House with the recommendation that it be concurred in as amended, said amendment being as follows: Amend said bill by adding a new Section to be known as Section 2, which said Section shall read as follows: 'Section 2. The Department of Farm Loans shall have a seal bearing the words "Department of Farm Loans, State of Montana, Seal." Said Seal shall be used upon all bonds and mortgages, and such other instruments and documents as the Commissioner may designate.' The remaining sections of said bill to be re-numbered."

On motion of Day, the report was adopted as read and the bill was referred to the Printing Committee.



Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 256, being a Bill for an Act entitled, 'An Act appropriating Seven Hundred Seventy-one and 89/100 (\$771.89) Dollars out of the State Insane Asylum Bond Fund as a refund to Sheridan County of money erroneously collected during the year 1913 for the State Bond Fund and remitted to the State Treasurer and erroneously placed in the State Insane Asylum Bond Fund,' beg leave to report said bill back to the House with the recommendation that it do pass."

On motion of Day the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 82, being a Bill for an Act entitled, 'An Act providing for the foreclosure of mortgages containing a power of sale by advertisement; outlining procedure; and providing for purchase at such foreclosure sale by the mortgagee or his representatives; and other purposes,' having had same under due consideration, beg leave to report back with the recommendation that it be not concurred in."

On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 270, being a Bill for an Act entitled, 'An Act to amend Section 6343 of the Revised Codes of the State of Montana of 1907, relating to the selection of trial jurors,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 211, being a Bill for an Act entitled, 'An Act to repeal Sections 6 and 7 of the Corrupt Practice Act as initiated and passed by the people of Montana at the General Election of November, 1912,' having had same under due consideration, beg leave to report same back with the recommendation that it do not pass."

On motion of Dwyer the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 271, being a Bill for an Act entitled, 'An Act to amend Chapter I of Part II of Title IX of the Revised Codes of 1907, relating to execution sales by adding a new section numbered 6830A, providing for the postponement of execution sales,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, having had under consideration House Bill No. 106, being a Bill for an Act entitled, 'An Act to provide a method of voting at General and Primary Elections by electors absent, or expecting to be absent, on the day of any such election from the county in which they are electors and making regulations regarding such voting,' do hereby recommend that the same do not pass, and we further recommend that Substitute for House Bill No. 106, being a Bill for an Act entitled, 'An Act to provide a method of voting at general and primary elections by electors absent, or expecting to be absent, on the day of any such election from the county in which they are electors, and making regulations regarding such voting,' do pass."

On motion of Dwyer the report was adopted as read.

House Bill No. 324, Substitute for House Bill No. 106, being a Bill for an Act entitled, 'An Act to provide a method of voting at general and primary elections by electors absent, or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting,' was read first and second time at length and referred to the Printing Committee.

Minnick from the Committee on Sanitary Affairs, reported as follows:

"Mr. Speaker: We, your Committee on Sanitary Affairs, having had under

consideration House Bill No. 26, being a Bill for an Act entitled, 'An Act to regulate and govern the sanitary conditions under which Kalsomine and Wall Paper may be applied to walls and ceilings of rooms in cities of first and second class, and providing for the administration and violation and provisions of this Act,' beg to report the same back with the recommendation that the same be indefinitely postponed, and offer as Substitute House Bill No. 325, by Committee on Sanitary Affairs, being a Bill for an Act entitled, 'An Act to regulate and govern the Sanitary Conditions under which wall paper, or substitute wall covering shall be placed on the walls of rooms in tenement houses, or other houses owned or maintained for rent, and to make a violation of any of the provisions of this Act a misdemeanor,' with the recommendation that the same do pass."

On motion of McNally, the report was adopted as read and the Substitute Bill was referred to the Printing Committee.

Minnick from the Committee on Sanitary Affairs reported as follows:

"Mr. Speaker: We, your Committee on Sanitary Affairs, to whom was referred Senate Bill No. 20, being a Bill for an Act entitled, 'An Act to amend Sections 1492 and 1493 of the Revised Codes of Montana of 1907, relating to County Boards of Health and to the appointment of County Health Officers,' beg leave to report the same back with the recommendation that the same be not concurred in."

On motion of McNally the report was adopted as read.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 277, being a Bill for an Act entitled, 'An Act to provide for the registration and identification of motor vehicles and operators thereof and for the regulation of vehicles operating upon the public highways of the State; providing for fees and for the disposition thereof; and repealing the provisions of Chapter 73 of the Thirteenth Legislative Assembly,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it do pass."

On motion of Macdonald, the report was adopted as read and the bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bill No. Three Hundred Eleven (311), beg leave to report that the same has been returned correctly printed."

Nutting from the Committee on Federal Relations reported as follows:

"Mr. Speaker: Your Committee on Federal Relations, to whom was referred Senate Joint Memorial No. 3, 'Memorializing the Congress of the United States to pass the necessary legislation for setting aside territory in Lincoln County, Montana, as a National Park, beg leave to report that they, having had same under consideration, herewith return it to the House with the recommendation that it do pass."

On motion of Nutting, the report was adopted as read and the Memorial was referred to the General File.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 11, 1915, at 11:15 a. m. to His Excellency, the Governor, for his approval, the following House Bills and Duplicated: Nos. 48, 50, 53, 64 and 140."

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Senate Bill No. 48, being a Bill for an Act entitled, 'An Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to removal of civil officers otherwise than by impeachment,' respectfully beg leave to report that the same be concurred in."

On motion of Anderson, the report was adopted as read and the Bill was placed on General Orders.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 267, being a Bill for an Act entitled, 'An

Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana,' respectfully beg leave to report that the same do pass.

On motion of Anderson, the report was adopted as read and the bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows: "Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 78, being a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Rosebud and Musselshell; to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto; and to provide for the designation, powers, duties, term and compensation of Judge of said Fifteenth Judicial District,' respectfully beg leave to report that the bill be reported back to the House with the recommendation that it be re-referred to the Judiciary Committee."

On motion of Mason, the report was adopted as read and the Bill was referred to the Judiciary Committee.

Mason from the Committee on Townships and Counties reported as follows: "Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 68, being a Bill for an Act entitled, 'An Act establishing and defining definitely the boundary between Richland and Wibaux Counties, Montana,' respectfully beg leave to report that it be reported back to the House with the recommendation that it be concurred in."

On motion of Mason, the report was adopted as read and the Bill was placed on General Orders.

#### INTRODUCTION OF BILLS.

The following Bills were introduced (Nutting from the Committee on Federal Relations was given permission to introduce a Bill without previous notice.)

Senate Bill No. 89, by Stevens: A Bill for an Act entitled, 'An Act relating to grain elevators, grain warehouses and places where grain is stored; establishing a State Grain Inspection Department and a Grain Grading Commission; providing for the appointment of a Chief Grain Inspector, his deputies and other employees; prescribing their duties and powers and fixing their salaries and terms of office; establishing licenses for conducting the business of Public Warehousemen, grain dealers, or track buyers; fixing the fees for inspection and weighing grain under the terms of this Act; substituting this Act for Chapter Forty-seven (47) of the Laws of the Thirteenth Legislative Assembly, and repealing said Chapter Forty-seven (47), but continuing the validity of the appointment of officers, bonds executed, and licenses issued thereunder.'

Senate Bill No. 100, by Committee on Stock Growing and Grazing: A Bill for an Act entitled, "An Act to define criminal trespass in certain cases and providing the punishment and civil liability therefor."

House Bill No. 316, by Senate and House Committee on Dairies and dairying: A Bill for an Act entitled, "An Act to amend Sections 1, 2, 3, 4, 5, 6, 10, 11, 12 and 15, Chapter 77, Session Laws of 1913, relating to the Dairy Commissioner, increasing the number of deputies he shall appoint, fixing their salaries and limiting their traveling expenses; prescribing additional duties and powers of the Dairy Commissioner and the duties and qualifications of the Deputies and making an appropriation for the purpose of carrying out the provisions hereof and providing penalties for the violation of the provisions hereof."

House Bill No. 317, by Committee on Fish and Game: A Bill for an Act entitled, "An Act making it unlawful to fish through the ice in ponds, lakes and streams and providing a penalty for the violation thereof."

House Bill No. 318, by Committee on Fish and Game: A Bill for an Act entitled, "An Act making unlawful the use of silencers or mufflers on firearms when hunting and providing a penalty for the violation thereof."

House Bill No. 319, by Committee on Fish and Game: A Bill for an Act entitled, "An Act to protect bears, making it unlawful to trap them and fixing an open season in which they may be hunted, making it unlawful for any person to be in possession of bear traps and providing a penalty for the violation thereof."

House Bill No. 320, by Committee on Fish and Game: A Bill for an Act entitled, "An Act to amend Section 8796 of the Revised Codes of Montana of 1907, relating to the use of explosives for the purpose of catching fish and further



making unlawful the use of poisons and other deleterious substances and providing a penalty for the violation thereof."

House Bill No. 321, by Committee on Fish and Game: A Bill for an Act entitled, "An Act to appropriate money from the State Fish and Game Fund for the purpose of erecting a permanent building at the State Fair Grounds, to be used for exhibition of fish and game of the State of Montana."

House Bill No. 322, by Committee on Fish and Game: A Bill for an Act entitled, "An Act to prohibit hunting, chasing or running with dogs certain game animals, providing a penalty for violation thereof and repealing all Acts and parts of Acts in conflict therewith."

House Bill No. 323, by Committee on Fish and Game: A Bill for an Act entitled, "An Act to amend Section 9, Subdivision 4 of Chapter 79 of the Session Laws of the State of Montana, relating to hunting and fishing licenses."

House Bill No. 324, Substitute for House Bill No. 106, by Judiciary Committee: A Bill for an Act entitled, "An Act to provide a method of voting at General and Primary Elections by Electors absent, or expecting to be absent on the day of any such election from the County in which they are electors, and making regulations regarding such voting."

House Bill No. 325, by Sanitary Affairs, Substitute for House Bill No. 26, a Bill for an Act entitled, "An Act to regulate and govern the sanitary conditions under which wall paper or substitute wall covering shall be placed on the walls of rooms in tenement houses or other houses owned or maintained for rent and to make a violation of any of the provisions of this Act a misdemeanor."

House Bill No. 326, by Hogan: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 5, Article XVI of the Constitution of the State of Montana, relating to the terms of County Officers."

House Bill No. 327, by Einsel: A Bill for an Act entitled, "An Act to amend Section 8861 of the Revised Codes of Montana, 1907, relating to dogging livestock."

House Bill No. 328, by Guinn: A Bill for an Act entitled, "An Act to amend Section 3118 of the Revised Codes of Montana of 1907, as amended by Chapter 85 of the Sessions Laws of 1909, as amended by Chapter 132 of the Session Laws of 1911, relating to the salary and compensation of deputies to County Officers and Assistants."

House Bill No. 329, by Mason: A Bill for an Act entitled, "An Act making unlawful the possession of firearms, known as Pump Shot Guns, Automatic Shot Guns and Automatic Rifles, by any person or persons in the fields and forests of Montana, and providing a penalty for the violation thereof."

House Bill No. 330, by Mason: A Bill for an Act entitled, "An Act to provide for financial aid in the care of dependent children in their own home under the direct control of the mothers of such children, whose fathers are dead or inmates of some Montana State Institution of Charity or Correction, or who are physically or mentally unable to work, or who have for a period of two years or more failed to provide for said children, and whose mothers are wholly dependent upon their labor for support."

House Bill No. 331, by McCarthy: A Bill for an Act entitled, "An Act to amend Section 3116 of the Revised Codes of Montana of 1907, as amended by Chapter 112 of the Session Laws of 1913, relative to the salaries of County Officers according to classification of counties."

House Bill No. 322, by Dwyer: A Bill for an Act entitled, "An Act to amend Section 9483 of the Revised Codes of Montana, relating to the competency of husband or wife as witness against the other."

House Bill No. 333, by Dwyer: A Bill for an Act entitled, "An Act to amend Sections 8345, 8346, 8347, 8348, 8349 and 8350, relating to the abandonment and neglect of children and adding thereto section to be known as Section 8350a relating to the abandonment and neglect of wife and providing for punishment of such neglect."

House Bill No. 334, by Judiciary Committee: A Bill for an Act entitled, "An Act relating to exceptions and to Bills of Exceptions and Statements of the case in their relation to Exceptions and amending Section 6784 of the Revised Codes of 1907."

House Bill No. 335, by Judiciary Committee: A Bill for an Act entitled,



"An Act to amend Sections 5923 and 5935 of the Revised Codes of Montana of 1907, relating to the presentment for payment of negotiable instruments."

House Bill No. 336, by Judiciary Committee: A Bill for an Act entitled, "An Act relating to appeals to the Supreme Court and making regulations concerning the same and concerning records and papers to be used on such appeals."

House Bill No. 337, by Coburn: A Bill for an Act entitled, "An Act to amend Section 406 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, providing for the method of changing boundaries of School Districts."

House Bill No. 338, by Committee on Federal Relations: A Bill for an Act entitled, "An Act authorizing the Governor to make appointment to fill vacancies in the office of United States Senator."

#### READING OF SENATE BILLS.

Senate Bill No. 89 read first and second time by title only and referred to the Committee on Agriculture.

Senate Bill No. 100 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

#### READING OF HOUSE BILLS.

House Bill No. 316 read first and second time at length and referred to the Committee on Dairying.

House Bill No. 317 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 318 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 319 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 320 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 321 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 322 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 323 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 325 read first and second time at length and referred to the Committee on Printing.

House Bill No. 326 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 327 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

House Bill No. 328 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 329 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 330 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

House Bill No. 331, read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 332 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 333 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 334 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 335 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 336 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 337 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 338 read first and second time by title only and referred to the Committee on Judiciary.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of House Bill No. 311, on General Orders.

### GENERAL ORDERS.

Anderson in the Chair.

House resumed.

Mr. Speaker in the Chair.

Anderson from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 311, a Bill for an Act entitled, 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass."

On motion of Anderson, the report was adopted as read.

On motion of Day, House Bill No. 311 was considered as being reported from the Engrossment Committee, correctly engrossed and was placed on Third Reading.

### THIRD READING OF HOUSE BILLS.

House Bill No. 311, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mansur, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis. Mr. Speaker.—76.

Noes: Coburn, Gallagher, Gladden, Higgins, Mackel, Rixon, Sanderson, Wallin.—8.

Absent and not voting: Bechtel, Burns, Cariher, Eliel, Harmon, Jorgenson, McDonald of Teton, Macdonald of Flathead, Marsh.—9.

Excused: Morris, Rundle.—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

### MOTIONS.

On motion of Bompert, House Bill No. 299 was recalled from the Committee on Dairying and referred to the Committee on Judiciary.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 60, 66 and 148, beg leave to report the same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 60, 66 and 148 and thereupon proceeded to sign the same in open session.

Mr. Speaker at this time appointed Wells, Day, Macdonald of Flathead, McDonald of Teton and Eliel as the House Committee of the Joint Steering Committee.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, today approved the following Senate Measures:

Senate Joint Memorial No. 2, Memorializing the Congress of the United States to pass the necessary legislation for the opening of the Crow Indian Reservation to settlement, under the Homestead Law or otherwise.

Senate Joint Resolution No. 6, relating to the Joint Investigating Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 10th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, rules were suspended and all Bills on the calendar for third reading, except appropriation Bills, from now on shall be read by titles only and considered read at length. Motion carried.

Also, on motion, duly seconded, House Bill No. 107, which was today concurred in by the Committee of the Whole, was placed on the calendar for third reading. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, I herewith transmit for your concurrence:

Senate Bill No. 100, introduced by Committee on Stock Growing and Grazing: A Bill for an Act entitled, 'An Act to define criminal trespass in certain cases and provide the punishment and civil liability therefor.'

Also Senate Bill No. 89, introduced by Stevens: A Bill for an Act entitled, 'An Act relating to grain elevators, grain warehouses and places where grain is stored; establishing a state grain inspection department and a grain grading Commission; providing for the appointment of a Chief Grain Inspector, his deputies and other employees; prescribing their duties and powers and fixing their salaries and terms of office; establishing licenses for conducting the business of public warehousemen, grain dealers or track buyers; fixing the fees for inspection and weighing grain under the terms of this Act; substituting this Act for Chapter Forty-seven (47) of the Laws of the Thirteenth Legislative Assembly, and repealing said Chapter Forty-seven (47), but continuing the validity of the appointment of officers, bonds executed, and licenses issued thereunder.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, today advised that he had approved the following Senate Bills:

No. 40, 'An Act regulating the sale of imported meats, lard and dairy products within the State of Montana.'

No. 42, 'An Act to facilitate the publication of election returns.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Election and Privileges, to whom was referred Senate Bill No. 122, introduced by Oliver, being a Bill for an Act entitled, 'An Act to amend Section 45 of a Bill entitled, "To propose by initiative petition a law to limit candidates' election expenses; to define, prevent and punish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and election in certain cases," approved and passed by the people at the general election of November, 1912,' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 89 and 100, today reported that said Bills had been correctly engrossed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures, to whom was referred House Bill No. 178, introduced by Harmon, being a Bill for an Act entitled, 'An Act accepting the terms and provisions of the Act of Congress, approved May 8th, 1914, relating to co-operative agricultural extension work,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 18, by Gallagher, being a Bill for an Act entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation and to provide for the filing and foreclosing of said liens,' today reported said Bill with the recommendation that same be concurred in with the following amendments: Report adopted.

Amend Section 2 by striking out in line 5 the words and figures 'thirty (30), and inserting in lieu thereof, the words and figures 'ten (10).'

Amend Section 2 by inserting after the word 'raised' in line 15 the words 'and a description of the legal subdivision of land upon which said grain is stored; and if said grain is stored in an elevator, the location of said elevator.'

Amend Section 3 by striking out in line 3 the word 'property' and insert the word 'properly.'

Amend Section 4 by adding 'except the lien for the seed furnished for the purpose of growing this particular crop.'

Amend Section 5 by striking out in line 3 the words and figures 'ninety (90)' and insert in lieu thereof the words and figures 'sixty (60).'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Sanitary Affairs, to whom was referred Senate Bill No. 119, introduced by Williams, being a Bill for an Act entitled, 'An Act to provide for the management and control of the Montana State Tuberculosis Sanitarium,' today reported said Bill with the recommendation that it do pass with the following amendment:

Amend Title of Senate Bill No. 119 to read as follows:

'An Act to provide for the management and control of the Montana State Tuberculosis Sanitarium and to repeal Sections 2, 6 and 8 of Chapter 125 of the Session Laws of 1911, page 340 of an Act entitled, "An Act establishing the State Hospital to be known as the Montana State Tuberculosis Sanitarium."'

Report adopted. Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, to whom was referred Senate Bill No. 11, by Abbott, being a Bill for an Act entitled, 'An Act to amend Chapter 72 of the Session Laws of 1913, the same being known as the General Highway Law and relating to the classification and permanent improvement of public highways,' today reported said Bill with the recommendation that it do pass with the following amendments:

In Section 1 of Chapter II, lines 9 and 10, strike out the word 'resident' and insert in lieu thereof the word 'inhabitant.'

Amend Paragraph 2, Section 2 of Chapter III so as to read as follows:

'They must provide and order the County Surveyor, or if the County Surveyor is incompetent, some other competent surveyor designated by the Board, to prepare suitable plat books, and have recorded therein a full description of every public highway within the county, showing each course by bearing and distance, with a full and complete map thereof, together with a record of all other proceedings with reference to the same.'

Amend Section 12 of Chapter III so as to read as follows:

'The Board of County Commissioners shall, by order, direct the County Surveyor, or both the County Surveyor and some member or members of said Board, or if the County Surveyor is incompetent, appoint a competent Engineer in his



place, to inspect the condition of any contract construction work on any highway or bridge in the county, before payment therefor.'

In Section 13 of Chapter III in line 7, following the word 'expenses' strike out the word 'and' and insert in lieu thereof the word 'which.'

Amend Section 3 of Chapter IV as follows:

That the word 'may' where it occurs in lines 3 and 5 be stricken out and the word 'shall' be inserted in lieu thereof in each instance; that the words 'or may visit such roads themselves,' occurring in line 7 be stricken out and the following inserted in lieu thereof, 'provided the County Surveyor shall be designated if there be no objection on the grounds of competency or expense.'

That Section 7 of Chapter IV be amended as follows:

After the word 'and' where it occurs in line 5 strike out the following words 'if the board order it, to require the County Surveyor or some other competent surveyor designated by the Board to survey the same and file his field notes with the County Clerk and Recorder for which the Surveyor shall receive seven dollars per day for the time actually employed,' and insert in lieu thereof the following words 'the Board shall order the County Surveyor, or if the County Surveyor is incompetent, some other competent surveyor designated by the Board, to survey the same and plat it, and file his field notes with the County Clerk and Recorder, for which the surveyor shall receive seven dollars per day and actual traveling expenses.'

That Section 19 of Chapter IV be stricken out and the following inserted in lieu thereof:

'Section 19. Upon a petition signed by a majority of the freeholders, or owners, residing upon any common highway, or portion thereof, petitioning that such highway, or a portion thereof, be so changed as to run on sub-division or section lines, the Board of County Commissioners must proceed to investigate the same, to all intents and purposes as though it were a petition to establish, change or discontinue any highway, as such proceedings are provided for in this Chapter, and after such investigation, or hearing, make such change, providing it can be done without material damage, injury or serious inconvenience to the public customarily using such highway, or portion thereof; provided further, that those petitioning for such change shall bear all or such portion of the cost and expense thereof as the County Commissioners may order.'

In Section 3 of Chapter V and following the word 'contract' on line 5, the following sentence be inserted:

'Provided, that such construction shall be done according to the standard plans and specifications adopted and established by the State Highway Commission.

Provided further, that a copy of such standard plans and specifications shall be kept on file in the office of the County Clerk and Recorder of each County at all times.'

That in Section 4 of Chapter V, line 4, following the word 'bids' the following sentence be inserted:

'Provided, however, that if the State Highway Commission shall have adopted or established a standard plan and specification, the bids must be submitted upon such standard plan so adopted and established.'

In Section 1 of Chapter VII, line 2, following the word 'Montana' strike out the word 'may' and insert the word 'shall.'

Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 126, by Selway, being a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 78 of the Session Laws of 1913, entitled, "An Act to establish a Montana State Highway Commission; defining its duties and powers, and providing for its compensation; providing for a State Highway Commission Fund and appropriating money therefor," relative to the personnel of the said Commission and the duties of the State Engineer in connection therewith,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 25, introduced by Kelly, being a Bill for an Act entitled, 'An Act to provide for the organization, creation and classification of new counties; for locating the county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that it be concurred in and be made the main and principal feature for consideration on General File for Friday the 12th instant. Report adopted.

Also House Bill No. 161, introduced by Smith of Lewis and Clark, being a Bill for an Act entitled, 'An Act to provide for a system of criminal identification in the State of Montana; the duties of the sheriffs and police officers in connection therewith; providing for the appointment of a superintendent of Criminology; prescribing his duties and fixing his compensation,' today reported said Bill be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, House Bill No. 159, was taken from General File and re-referred to the Committee on Stock Growing and Grazing. Motion carried.

Also that on motion, duly seconded, the Printing Committee was requested to have Senate Bill No. 1 reprinted with amendments. Motion carried.

Also that on motion, duly seconded, Senate Bill No. 40 shall be amended so as to read that no Bills transmitted by the Senate to the House after the fifty-fifth day of the Session shall be considered by a Joint Conference Committee. Bills from said Committee may be transmitted at any time up to and including the sixtieth day. Joint Rule No. 19 shall be in full force and applicable as to rule 25, thereby extending the time in which Bills may be transmitted to and received from the House, five days, and thereby complying with the foregoing request of the Speaker of the House. Motion carried unanimously.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 101, today reported that same had been correctly printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judicial Districts, to whom was referred Senate Bill No. 106, being a Bill for an Act entitled, 'An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the counties of Valley and Sheridan, to change the boundaries of the Twelfth Judicial District of the said State of Montana to conform thereto and to provide for the designation, powers, duties, term and compensation of the Judge of the said Seventeenth Judicial District,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open Session House Bills numbered 64, 50, 140, 53 and 48.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 11th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills have this day been given:

By Edwards: A Bill for an Act entitled, 'An Act to prohibit betting on the State Fair Grounds and to provide for the submission to the qualified voters of any County within the State the question of permitting betting on horse races within said County.'

By Burlingame: A Bill for an Act entitled, 'An Act to define the widths of tires used upon vehicles other than motor vehicles traveling upon the public roads, highways, and streets in the State of Montana; providing for a penalty and the disposition of fines that may accrue therefrom and providing a date upon which this Act shall become effective.'

By Darroch: A Bill for an Act entitled, 'An Act to create and appoint a Commission, the duties of which are to report on the laws of this State relating to the Administrative and Executive Departments; and to recommend to the next Legislative Assembly such changes in said laws as will bring efficiency and economy in the administration thereof and to provide for the appropriation for said commission.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 79, introduced by Kane, being a Bill for an Act entitled, 'An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to the manner of awarding contracts for county printing by the Board of County Commissioners,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 71, by Burlingame, being a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' today reported said bill with the recommendation that it do not pass. Report adopted.

Also Senate Bill No. 101, by Committee on Banks and Banking, being a Bill for an Act entitled, 'An Act to amend Chapter 88 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, said Chapter 88 having the following title, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907",' today reported said Bill with the recommendation that it do pass with the following amendments: Amend Section 3003 by striking out in lines 8 and 9 the following words: 'As the Board of County Commissioners shall designate and no other.' Amend Section 1 by striking out in line 26 the words 'quarter-annually' and inserting in lieu thereof the words 'semi-annually;' also by striking out in line 28 the word 'quarter' and inserting in lieu thereof the words 'half year period.' Amend Section 3257 by striking out in lines 79 and 80 the following words 'As the council shall designate and no other.' Amend Section 2 by striking out in line 100 'quarter-annually' and inserting in lieu thereof the words 'semi-annually;' also by striking out in line 101 the words 'quarter' and inserting in lieu thereof the words 'half year period.' Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 7, by Whiteside, being a Bill for an Act entitled, "An Act to promote the distribution of improved seed grain by authorizing the County Commissioners in any county to purchase such seed grain and distribute the same among residents of the County," today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 129, by Coburn, being a Bill for an Act entitled, 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or to a person visibly affected by intoxicating drink, or to minors, or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a), 8380 (b) and providing penalties,' today reported said bill with the recommendation that it be concurred in with the following amendments: Amend Bill by inserting in line 5 of the printed bill, after the word 'notified' the words 'in writing' and striking out in line 5 after the word 'habit' the words 'or knowing



the same.' Amend Bill in section 2 to read as follows: 'Any minor who shall misstate his age, or any person who shall send a minor to any person to purchase any such intoxicating liquors shall be equally guilty with the person who shall give or sell such intoxicating liquor as provided in Section 1 of this Act.' Amend Bill by numbering Section 2, Section 3 and numbering Section 3, Section 4. Report adopted.

Also House Bill No. 126, by Day, being a Bill for an Act entitled, 'An Act to amend Section 2081 of the Revised Codes of the State of Montana; providing for the establishment of fire limits in any unincorporated city or town, and for the levy of taxes therein for fire purposes, and the disbursement thereof,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 146, by the Judiciary Committee, being a Bill for an Act entitled, 'An Act to provide for the recovery of attorney's fees in an action to establish a claim for salary or wages,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 81, by Macdonald of Flathead, being a Bill for an Act entitled, 'An Act providing for indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 150, by Higgins, being a Bill for an Act entitled, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 99, by A. H. Schmidt, being a Bill for an Act entitled, 'An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government, to the heirs of a deceased entryman,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 11th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 10:25 a. m. this day, the enrolled copy of Senate Bill No. 42, also enrolled copy of Senate Bill No. 40 were transmitted to His Excellency, the Governor, and dated receipt therefor received from his Private Secretary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Macdonald of Flathead, the Committees on Enrollment, Engrossment and Printing were instructed to omit the titles of all bills when making reports of their respective Committees and refer to the bills by number only.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 73 having been read three several times was concurred in by the following vote:

Ayes: Anderson, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Foltz, Fousek, Franklin, Gallagher, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—81.

Noes: None.

Absent and not voting: Baldwin, Bechtel, Burns, Cariher, Corwin, Flanigan, Gladden, Hayes, Jorgenson, McDonald of Teton, Macdonald of Flathead, Rasmussen.—12.

Excused: Morris, Rundle.—2.

Title agreed to and Bill returned to the Senate.

On motion of Macdonald of Flathead, the House recessed at 12:00 o'clock M. until 2:00 o'clock p. m.



## AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

## THIRD READING OF HOUSE BILLS.

House Bill No. 83, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Moe, Moore, Nutting, Page, Parker, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Willis, Mr. Speaker.—82.

Noes: Wilde.—1.

Absent and not voting: Bechtel, Bent, Burns, Jorgenson, McDonald of Teton, Macdonald of Flathead, Minnick, Ostle, Phillips, Prosser.—10.

Excused: Morris, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 168 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Kiley, McCarthy, McMahon, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sanderson, Scott, Searles, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—65.

Noes: Baldwin, Easton, Hall, Higgins, Hills, Johnson, Lemmon, Lord, Lusk, McDonald of Teton, McNally, Mackel, Ostle, Page, Parker, Sales, Schanck, Schmidt, Shott, Shrump, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Wallin.—24.

Absent and not voting: Bechtel, Burns, Jorgenson, Kelly.—4.

Excused: Morris, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 177, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—86.

Noes: Flanigan, Kiley, Minnick.—3.

Absent and not voting: Bechtel, Burns, Graybeal, Jorgenson.—4.

Excused: Morris, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 189 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kiley, Lord, Lusk,

McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—85.

Noes: Shrump.—1.

Absent and not voting: Bechtel, Bent, Burns, Jorgenson, Kelly, Lemmon, Mason.—7.

Excused: Morris, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 208 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—86.

Noes: None.

Absent and not voting: Bechtel, Bent, Burns, Choiniere, Jorgenson, Lemmon, Rasmussen.—7.

Excused: Morris, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 223 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Willis, Mr. Speaker.—81.

Noes: Wilde.—1.

Absent and not voting: Bechtel, Burns, Harmon, Hogan, Jorgenson, Kelly, Lemmon, Phillips, Stone.—9.

Excused: Choiniere, Doner, Morris, Rundle.—4.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 216 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Flanigan, Foltz, Fousek, Franklin, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lord, McCarthy, McNally, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Parker, Prosser, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Shott, Searles, Sedgwick, Shrump, Smith of Missoula, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—74.

Noes: Gallagher, McDonald of Teton, Page, Stone.—4.

Absent and not voting: Bechtel, Burnett, Burns, Easton, Fishbaugh, Harmon, Jorgenson, Lemmon, McMahon, Macdonald of Flathead, Mackel, Phillips, Rasmussen, Shott, Smith of Lewis and Clark.—15.

Excused: Morris, Rundle.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 218 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariber, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—80.

Noes: None.

Absent and not voting: Bechtel, Burns, Easton, Gladden, Harmon, Jorgenson, Lemmon, Macdonald of Flathead, Phillips, Rasmussen, Shott, Smith of Lewis and Clark.—12.

Excused: Choiniere, Morris, Rundle.—3.

Title agreed to and bill transmitted to the Senate for concurrence.

### REPORTS OF STANDING COMMITTEES.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The Steering Committee reports the following order of consideration of bills on General Orders for Friday, February 12, 1915: Senate Bill No. 57, Senate Bill No. 61, House Bills Nos. 242, 221, 171, 163, 183, 180, 191, 233, 235 and House Joint Memorials Nos. 5 and 6."

Mr. Speaker announced that a communication had been received from the State Board of Examiners, setting forth in detail a list of rejected bounty claims, and thereupon referred the said communication to the Committee on Appropriations.

Day moved that when the House do adjourn it adjourn until 12:00 o'clock M., Monday, February 15th, 1915. Motion carried.

On motion of McMahon, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Anderson in the Chair.

House resumed.

Mr. Speaker in the Chair.

Anderson from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 57, a Bill for an Act entitled, 'An Act designating a day to be known as "Good Roads Day,"' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also Substitute Senate Bill No. 61, a Bill for an Act entitled, 'An Act to amend Section 1791 of the Revised Codes of 1907, relating to marks and brands and making a recorded brand prima facie evidence of ownership,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also House Bill No. 242, a Bill for an Act entitled, 'An Act directing the levying of a tax on livestock, for the purpose of aiding in the payment of salaries and expenses of the Board of Stock Commissioners, the Board of Sheep Commissioners and the Livestock Sanitary Board and for the payment of indemnity for animals slaughtered and of expenses in investigating and suppressing diseases and for the payment of bounties on wild animals and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly, relating to the levying of a tax for the payment of bounties, stock inspection and indemnity purposes,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 221, a Bill for an Act entitled, 'An Act to amend Section 1416 of the Revised Codes of Montana, 1907, relating to public bridges and defining the word "Bridge,"' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.



Also House Bill No. 171, a Bill for an Act entitled, 'An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14th, 1913, entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, and 3429 of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years; approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of the State of Montana, of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City or Town Clerk of such city or town, approved March 2nd, 1911,' and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana and the bonds and warrants issued or to be issued to defray the costs and expenses incurred, or to be incurred in the construction of the improvements made or to be made in any such districts and the assessments levied, or to be levied in any such districts to defray the costs of making the improvements therein and repealing all Acts or parts of Acts in conflict herewith", having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 163 a Bill for an Act entitled, 'An Act repealing Section 2091, Chapter XVI of the Revised Codes of the State of Montana, relating to the retaining of trespassing livestock,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom."

On motion of Anderson, the report was adopted as read.

Prosser arose to a point of personal privilege in which he denied certain charges published in the Butte Miner relative to the action of certain persons while attending the meeting of the Committee on Fairs and Expositions.

On motion of Eliel, the Chief Clerk was instructed to request of the Butte Miner a retraction and proper correction of the charges above mentioned.

On motion of Day, the House adjourned at 4:10 o'clock P. M. until 12:00 o'clock M., Monday, February 15, 1915.

Attest:

W. J. WALSH, Chief Clerk.

GEORGE L. RAMSEY, Speaker.



## FORTY-FIRST DAY.

Monday, February 15, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 12:00 o'clock M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fortieth day and find same to be correct."

On motion of Shott, the report was adopted as read.

## NOTICES OF BILLS.

The following Notices of Bills were given:

By Fishbaugh (By request): A Bill for an Act entitled, "An Act relating to the regulation of hotels, rooming houses and lodging houses in the State, granting permits and providing penalties."

By Prosser: A Bill for an Act entitled, "An Act to amend Section 3177 of the Revised Codes of Montana of 1907, relating to fees of Constables."

By Prosser: A Bill for an Act entitled, "An Act to amend Sections 3175 and 3176 of the Revised Codes of Montana of 1907 relating to fees of Justices of the Peace."

By Harmon: A Bill for an Act entitled, "An Act to provide for the eradication of honey bee diseases; to extend the duties of the State Entomologist to include apiary inspection; to authorize the destruction of diseased bees and establishment of district quarantines; to prescribe that expenses incurred by the State in treating or destroying diseased bees for those who fail or refuse to comply with instructions shall be collected from the owner with the County taxes; providing punishment for the violation of this Act and making it legal for counties to appropriate money for apiary inspection."

By Collins: A Bill for an Act entitled, "An Act changing the name of the 'Montana State Reform School' to the name of 'Montana State Industrial School'."

By Committee on Highways (Healey): A Bill for an Act entitled, "An Act relating to the compensation of County Surveyors, defining their duties; their qualifications; providing for qualifications of deputies and amending Section 3172 of the Revised Codes of Montana of 1907."

By Eliel: A Bill for an Act entitled, "An Act to amend Section 2098 of the Revised Codes of Montana of 1907, relating to the duty of the State Auditor in preparing statistics."

By Scott: A Bill for an Act entitled, "An Act to make Sheriff and Deputy Sheriffs Ex-officio deputy Game and Fish Wardens and to allow them twenty-five per cent of all fines collected in the prosecution of the Game Laws, to define their duties and to provide that the State Game and Fish Warden may only appoint one paid deputy and one stenographer."

By Smith: A Bill for an Act entitled, "An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same."

By Einsel: A Bill for an Act entitled, "An Act to amend Section 3, Chapter IV of Chapter 71 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the time of viewing roads after they have been petitioned for."

By Crismas: A Bill for an Act entitled, "An Act to appoint the Botanist of the Montana Agricultural Experiment Station State Botanist, defining his duties and appropriating money for his expenses."

By Bent: A Bill for an Act entitled, "An Act to prohibit the sale of intoxicating liquors in territory not embraced within the limits of incorporated cities or towns; providing for the enforcement thereof; prohibiting the issuance of licenses therefor and prescribing penalties for its violation."

By Hawks. A Bill for an Act entitled, "An Act to extend the boundaries of Lewis and Clark County and to alter the boundaries of Powell County to conform thereto."

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bill Number Two Hundred Twenty-five (225), beg leave to report that the same has been returned correctly printed."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 107, introduced by Morris, beg to report back same as correctly enrolled."

Guinn from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 32, introduced by Meadors, entitled, 'An Act to provide for the transfer and classification of the capital stock, election of directors and the filling of vacancies on the Board of Directors of the Water Users' Association organized under the laws of the United States, the Laws of the State of Montana and the Reclamation Act of June 17, 1902,' beg leave to report the same back to the House with the recommendation that the same be concurred in."

On motion of Guinn, the report was adopted as read and the Bill was referred to the Steering Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 174, 197, 237, 243, 247, 255, 257, 262, 264, 286, 289, 296, and House Joint Resolution No. 4, beg leave to report that the same have been correctly printed."

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 69, introduced by McCone, a Bill for an Act entitled, 'An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Custer and Fallon and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto, and to provide for the appointment, powers, duties, term and compensation of the Judge of said Sixteenth Judicial District,' having had same under consideration, beg leave to recommend that the Bill be amended as follows:

That the title of the Bill be amended by striking out the word 'and' between the words 'Custer' and 'Fallon' and by inserting after the word 'Fallon' the words 'and Prairie.'

That in line 4 of Section 1, the word 'and' between the words 'Custer' and 'Fallon' be stricken out and the words 'and Prairie' be inserted after the word 'Fallon' in the same line.

That in line 3 of Section 5 the word 'or' between the words 'Dawson' and 'Richland' be stricken out and the words 'or Prairie' be inserted after the word 'Richland' in the same line and that as so amended the Bill be concurred in."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 334, introduced by Judiciary Committee, a Bill for an Act entitled, 'An Act relating to exceptions and to Bills of exceptions and statements of the case in their relation to exceptions, and amending Section 6784 of the Revised Codes of 1907,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

McCarthy from the Committee on House Employees reported as follows:

"Mr. Speaker: Your Committee on House Employees, to whom was referred Senate Joint Resolution No. 8, providing for employment of additional help,

authorized under emergency Section 5 of Senate Bill No. 56, beg leave to report the same be concurred in." On motion of McCarthy, the report was adopted as read and the Resolution was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 335, introduced by Judiciary Committee, a Bill for an Act entitled, 'An Act to amend Sections 5923 and 5935 of the Revised Codes of Montana of 1907, relating to the presentment for payment of negotiable instruments,' having had same under consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 336, introduced by Judiciary Committee, a Bill for an Act entitled, 'An Act relating to appeals to the Supreme Court and making regulations concerning the same and concerning records and papers to be used on such appeals,' having had same under consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 332, introduced by Dwyer, a Bill for an Act entitled, 'An Act to amend Section 9483 of the Revised Codes of Montana, relating to the competency of husband and wife as witness against the other,' having had same under consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 333, introduced by Dwyer, a Bill for an Act entitled, 'An Act to amend Sections 8345, 8347, 8348, 8349 and 8350, relating to the abandonment and neglect of children, and adding thereto section to be known as Section 8350a, relating to the abandonment and neglect of wife and providing for punishment of such neglect,' having had same under consideration, beg leave to recommend that the Bill be amended as follows:

In line 15 of Section 3, page 2, after the word 'imprisonment' insert the words 'in the State Prison for a period of not more than five years, or,' and in line 16 of the same Section strike out the words 'two years' after the word 'than' and insert in their place the words 'six months.'

In line 7 of Section 4, page 2, after the word 'imprisonment' insert the words 'in the State Prison for a period of not more than two years, or' and in line 8 of the same Section strike out the words 'two years' and insert in their place the words 'six months.'

In Section 5, line 1, page 3, after the word 'the' strike out the words 'county jail' and insert in their place the words 'state prison,' and that as so amended the Bill do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Flanigan from the Committee on Development and Publicity reported as follows:

"Mr. Speaker: Your Committee on Development and Publicity, to whom was referred House Bill No. 175, being a Bill for an Act entitled, 'An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to County printing,' herewith return same to the House with the recommendation that it be indefinitely postponed. On motion of Flanigan, the report was adopted as read.

Flanigan from the Committee on Development and Publicity reported as follows:

"Mr. Speaker: Your Committee on Development and Publicity, to whom was referred House Bill No. 258, introduced by Page, being a Bill for an Act entitled, 'An Act to provide for the letting of contracts for county printing and the furnishing of printing and printed supplies of the several counties through



out the State and to repeal Section 2897 of the Revised Codes of the State of Montana,' herewith return same to the House with the recommendation that it do pass as amended as follows:

Amend the title, by striking out after the word 'Section' in line 4, the figures '2879' and inserting in lieu thereof the figures '2897.'

Amend Section 2 by inserting after the word 'printed' in line 3 of said Section the words 'embossed, engraved or lithographed.'

Amend Section 2 in line 18, by inserting after the word 'printed' the words 'embossed, engraved or lithographed.'

On motion of Flanigan, the report was adopted as read and the Bill was referred to the Printing Committee.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration Senate Joint Memorial No. 4, by Darroch, to permit automobiles to pass over the roads in the Yellowstone National Park on those days when the park is open to the general public, respectfully beg leave to report that the same be concurred in."

On motion of Healey the report was adopted as read and the bill was referred to the Steering Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bills Nos. 308, 317, 318, 319, 320, 322 and 323, respectfully beg leave to report as follows:

That House Bill No. 208, introduced by Wilde, being a Bill for an Act entitled, 'An Act to amend Section 8783 of the Revised Codes of 1907, as amended by Chapter 81, Section 2 of the Session Laws of 1909, relating to the protection of certain wild animals, repealing all laws in conflict therewith and providing a penalty for violation thereof' do pass.

That House Bill No. 317, introduced by Committee on Fish and Game, being a Bill for an Act entitled, 'An Act making it unlawful to fish through the ice in ponds, lakes and streams and providing a penalty for the violation thereof,' do pass.

That House Bill No. 318, introduced by Committee on Fish and Game, being a Bill for an Act entitled, 'An Act making unlawful the use of silencers or mufflers on firearms when hunting and providing a penalty for the violation thereof,' do pass.

That House Bill No. 319, introduced by Committee on Fish and Game, being a Bill for an Act entitled, 'An Act to protect bears, making it unlawful to trap them and fixing an open season in which they may be hunted, making it unlawful for any person to be in possession of bear traps and providing a penalty for the violation thereof,' do pass.

That House Bill No. 320, introduced by Committee on Fish and Game, being a Bill for an Act entitled, 'An Act to amend Section 8796 of the Revised Codes of Montana of 1907, relating to the use of explosives for the purpose of catching fish and further making unlawful the use of poisons and other deleterious substances and providing a penalty for the violation thereof,' do pass.

That House Bill No. 322, introduced by Committee on Fish and Game, being a Bill for an Act entitled, 'An Act to prohibit hunting, chasing or running with dogs certain game animals, providing a penalty for violation thereof and repealing all Acts and parts of Acts in conflict therewith,' do pass.

That House Bill No. 323, introduced by Committee on Fish and Game, being a Bill for an Act entitled, 'An Act to amend Section 9, Subdivision 4, of Chapter 79, of the Session Laws of the State of Montana, relating to hunting and fishing licenses,' do pass as amended, by inserting after the word 'laws' in the title thereof the words 'of 1913.'

On motion of Searles, the report was adopted as read and the bills were referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 291, introduced by Gallagher, being a Bill for an Act entitled, 'An Act to amend Chapter 35 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the regulation, issuance



and renewal of license for the sale of spirituous, malt or fermented liquors, and to add certain sections thereto,' beg leave to report the bill back to the House with the recommendation that it be referred to the Committee on Townships and Counties."

On motion of McNally, the report was adopted as read and the bill was referred to the Committee on Townships and Counties.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 294, introduced by Fousek, being a Bill for an Act entitled, 'An Act regulating the rights and privileges of clubs, societies and associations, in counties and in cities and towns of more than three hundred inhabitants, to dispense intoxicating liquors to members and members' guests,' beg leave to report the bill back to the House with the recommendation that the same do pass."

On motion of McNally the report was adopted as read and the bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 301, introduced by McCarthy, being a Bill for an Act entitled, 'An Act to provide for the distribution and sale of milk within cities and incorporated towns; prescribing the receptacle in which the same shall be delivered; providing for the manner of handling same, and prescribing punishment for a violation thereof; and fixing a penalty therefor,' beg leave to report the bill back to the House with the recommendation that the same do pass."

On motion of McNally, the report was adopted as read and the bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 305, introduced by Schmidt, being a Bill for an Act entitled, 'An Act to amend Chapter 35 of the Laws of the Thirteenth Legislative Assembly relating to the issuance of retail liquor dealers' license, by amending Section 3 and 3a and adding Section 3b defining the term "qualified electors," and Section 3c, abolishing the right of appeal to the District Court and amending Section 2761 of the Revised Codes of 1907, as amended by Chapter 116 of the laws of the Thirteenth Legislative Assembly,' beg leave to report the bill back to the House with the recommendation that the same be referred to the Committee on Townships and Counties."

On motion of McNally, the report was adopted as read and the bill was referred to the Committee on Townships and Counties.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 307, introduced by Rixon, being a Bill for an Act entitled, 'An Act prohibiting the running at large of livestock within a distance of one mile of any city or town and fixing a penalty therefor,' beg leave to report the same back to the House with the recommendation that the bill do not pass."

On motion of McNally the report was adopted as read.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 89, introduced by Stevens, entitled, 'An Act relating to grain elevators, grain warehouses and places where grain is stored; establishing a State Grain Inspection Department and a grain grading commission; providing for the appointment of a Chief Grain Inspector, his deputies and other employes; prescribing their duties and powers and fixing their salaries and terms of office; establishing licenses for conducting the business of public warehouseman, grain dealers or track buyers; fixing the fees for inspection and weighing grain under the terms of this Act; substituting this Act for Chapter forty-seven (47) of the Laws of the Thirteenth Legislative Assembly, and repealing said Chapter Forty-seven (47), but continuing the validity of the appointment of officers, bonds executed and licenses issued thereunder,' respectfully beg leave to report that this do pass."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Steering Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 108, introduced by Graybeal, entitled, 'An Act providing for the inspection,, registration and sealing of seeds produced in the State of Montana, making appropriations for the maintenance thereof and providing for the administration and defining the nature and scope of the work,' respectfully beg leave to report that this bill do not pass."

On motion of Cavitt the report was adopted as read.

Mr. Speaker at this time announced that he was about to sign House Bill No. 107, and thereupon proceeded to sign the same in open session.

### INTRODUCTION OF BILLS.

The following bills were introduced:

Senate Bill No. 51, by Hogan: A Bill for an Act entitled, "An Act providing for the creation of a police pension fund law in cities of the first and second class, and providing for a police pension Board and prescribing the duty of the said Board with reference to the care and distribution of said fund."

Senate Bill No. 64, by Meadors: A Bill for an Act entitled, "An Act to amend Sections One and Three of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable or contagious diseases when said livestock is killed according to law."

Senate Bill No. 80, by Edwards: A Bill for an Act entitled, "An Act to amend Section 3910 of the Revised Codes of the State of Montana of 1907, relating to the purchase and holding by a State Bank of corporate stock of its own or other corporate stock."

Senate Bill No. 90, by Muffy: A Bill for an Act entitled, "An Act to amend Section 1 of Chapter 81 of the Laws of the Twelfth Legislative Assembly, entitled, 'An Act prescribing the salary of certain appointive and deputy state officers, clerks, stenographers and employes at the State Capitol'."

House Bill No. 339, by Einsel: A Bill for an Act entitled, "An Act to amend Section 2897 of the Revised Codes of the State of Montana of 1907, relating to the publicity of County Commissioners' proceedings and all county advertising."

House Bill No. 340, by Booth (by request): A Bill for an Act entitled, "An Act providing for a Municipal Court in the City of Great Falls."

House Bill No. 341, by Rainey (by request): A Bill for an Act entitled, "An Act to amend Section 1596, Section 1599 and Section 1605 of the Revised Codes of the State of Montana; regulating the practice of Osteopathy in the State of Montana; licensing osteopathic practitioners to practice in the State; making it unlawful to practice without a certificate; defining what shall constitute the practice of osteopathy and designating the rights, obligations, and limitations of osteopathic practitioners licensed by the State Board of Osteopathic Examiners."

House Bill No. 342, by Day: A Bill for an Act entitled, "An Act to amend Section 3870 of the Revised Codes of Montana and to enact nine additional Sections to be numbered '6870a,' '6870b,' '6870c,' '6870d,' '6870e,' '6870f,' '6870g,' '6870h,' and '6870i,' relating to Actions to quiet title to real estate; providing for the procedure in such actions; providing for joining as parties defendant in such actions all adverse claimants and possibly adverse claimants, both known and unknown; providing for the service of summons in such cases and conferring upon the court in which such actions are tried jurisdiction to make a full adjudication of titles to real estate involved in such action; and defining the effect of decrees entered in such cases."

House Bill No. 343, by Einsel: A Bill for an Act entitled, "An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of statistical information thereof in the year 1915 and every tenth year thereafter and to authorize the publication thereof."

House Bill No. 344, by McMahon: A Bill for an Act entitled, "An Act to authorize the appointment of a Register of State Warrants, prescribing his duties; fixing his compensation and placing under bonds."

House Bill No. 345, by Prosser: A Bill for an Act entitled, "An Act to regulate the business of traveling merchants who use a wagon, animal, or other means of transportation than on foot, and of peddlers and hawkers who carry a pack and vend goods, wares or merchandise; requiring them to obtain permits from the sheriff of the county wherein such business is to be carried on before a license therefor may be issued."

House Bill No. 346, by Kelly: A Bill for an Act entitled, "An Act prohibiting the operation of trains of more than one-half mile in length on all railroads or railways, steam or electric, operated in whole or in part, within the State of Montana and providing a penalty for failure to comply with the same."

House Bill No. 347, by Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to amend Section 3219 of the Revised Codes of the State of Montana, 1907, relating to the appointment, number and duties of the trustees of public libraries; giving them certain powers in connection with the library fund."

House Bill No. 348, by Sullivan: A Bill for an Act entitled, "An Act to regulate the operation of moving picture shows and theaters showing moving pictures in which films are used; to provide for an inspection fee for operating the same and to place supervision of such shows and theaters under the Department of the State Fire Marshal."

#### READING OF SENATE BILLS.

Senate Bill No. 51 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 64 read first and second time by title only and referred to the Committee on Livestock and Public Ranges.

Senate Bill No. 80 read first and second time by title only and referred to the Committee on Banks and Banking.

Senate Bill No. 90 read first and second time by title only and referred to the Committee on State Boards and Officers.

#### READING OF HOUSE BILLS.

House Bill No. 339 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 340 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 341 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 342 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 343 read first and second time by title only and referred to the Committee on Apportionment and Representation.

House Bill No. 344 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 345 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 346 read first and second time by title only and referred to the Committee on Railroads and Transportation.

House Bill No. 347 read first and second time by title only and referred to the Committee on Libraries.

House Bill No. 348 read first and second time by title only and referred to the Committee on Affairs of Cities.

#### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 12, 1915.

The Speaker—House of Representatives, Helena, Montana: I have the honor to advise you that I have this day approved the following House Bills:

No. 60, 'An Act appropriating money for the payment of the claim of the Pauly Jail Building Company for cell work at the State Penitentiary.'

No. 66, 'An Act appropriating Fifty-seven and 12/100 (\$57.12) Dollars to the estate of Nathan Herrman for refund on account of over-payment of inheritance tax erroneously collected on July 19, 1913.'

No. 148, 'An Act appropriating money for the payment of the deficiency claim of M. N. Race, Marshal of the Supreme Court on account of salary.'

S. V. STEWART, Governor."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 12th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body



that House Bill No. 129, introduced by Coburn, entitled: 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a), 8380 (b) and providing penalties,' having been read three several times and concurred in as amended, is herewith returned for your concurrence in Senate Amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence.

Senate Bill No. 51, by Hogan: A Bill for an Act entitled: 'An Act providing for the creation of a Police Pension fund law in cities of the first and second class, and providing for a police pension Board and prescribing the duty of said Board with reference to the care and distribution of said fund.'

Also, Senate Bill No. 64, by Meadors, entitled: 'An Act to amend Sections one and three of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable or contagious diseases when said livestock is killed according to law.'

Also, Senate Bill No. 80, by Edwards, entitled: 'An Act to amend Section 3910 of the Revised Codes of the State of Montana of 1907, relating to the purchase and holding by a State Bank of corporate stock of its own or other corporate stock.'

Also, Senate Bill No. 90, by Muffly, entitled: 'An Act to amend Section 1 of Chapter 81 of the Laws of the Twelfth Legislative Assembly entitled, "An Act prescribing the salary of certain appointive and deputy state officers, clerks, stenographers and employes at the State Capitol".'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

House Bill No. 129 was placed on General File for concurrence in Senate amendments.

"Senate Chambers, Helena, Montana, February 12th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned:

House Bill No. 99, by Schmidt, entitled, 'An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government, to the heirs of a deceased entryman.'

House Bill No. 81, by Macdonald (Flathead) entitled, 'An Act providing for the indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith.'

House Bill No. 146, by the Judiciary Committee, entitled, 'An Act to provide for the recovery of attorneys' fees in an action to establish a claim for salary or wages.'

House Bill No. 126, by Day, entitled, 'An Act to amend Section 2081 of the Revised Codes of the State of Montana, providing for the establishment of fire limits in any unincorporated city or town and for the levy of taxes therein for fire purposes and the disbursement thereof.'

House Bill No. 150, by Higgins, entitled, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 18, introduced by Gallagher, being a Bill for an Act entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation and to provide for the filing and foreclosing of said



liens,' having been considered by the Committee of the Whole recommend that Bill be not concurred in and herewith returned.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, 1000 copies of the following report of the Special Investigating Committee of the Senate were ordered printed for distribution:

'Helena, Montana, February 12th, 1915.

To the Honorable State Senate of the Fourteenth Legislative Assembly of the State of Montana:

Mr. President and Gentlemen of the Senate:

We, your Committee appointed under and pursuant to a Resolution introduced by Senator Dwight on January 15th, 1915, for the purpose of making an investigation and report concerning the question of the efficiency and economy of the Administration of the State of Montana in its various departments, respectfully report as follows:

On January the 18th, 1915, subsequent to the adoption of such resolution by your Honorable Body, a resolution was introduced and adopted providing that instead of a Senate Committee for the purpose of making the investigation called for, there should be a Joint Committee appointed by the House and Senate to make such investigation, inquiry and report.

That at the time of the adoption of the last mentioned resolution for a Joint Investigation Committee, provision was also made by resolution duly and regularly adopted by this Body providing for the expenditure of a sum not exceeding One Thousand (\$1,000.00) Dollars with which to defray the necessary expenses incurred incident to the employment of an attorney, clerks and accountants required in order to enable any such Committee to render efficient and intelligent service in the brief time allotted such a Committee.

That pursuant to the terms and provisions of the said Resolution so adopted on January 18th, 1915, providing for a Joint Committee to conduct such investigation of State affairs, the House of Representatives named the following three of its members to act upon such Committee, to-wit: E. C. Day, C. F. Morris and A. D. Macdonald.

That, after the appointment so made by the House of Representatives of its members on such Joint Committee, the said Resolution providing for such investigation was referred by the House to the said Committee by it named on such Joint Investigation Committee, and that said Committee of the House of Representatives held the matter in abeyance without action thereon until the 5th day of February, 1915, or for a period of fifteen days before taking any action whatsoever respecting the same.

That finally on the 5th day of February, 1915, after such procrastination on the part of the Committee named by the House of Representatives, such Committee made report of concurrence in the said Joint Resolution of the Senate with amendment proposed which deprived the Joint Committee of the necessary aid and assistance to enable it to intelligently perform its functions by denying such Joint Committee the right to make any expenditures whatsoever for the employment of an attorney, clerks or accountants.

Subsequently on the 7th day of February, 1915, the Joint Committee duly and regularly convened with a majority of the Committee in attendance and proceeded to a discussion of the question of the Committee's power, prerogatives and methods of procedure. That at such Joint meeting the members of the Committee of the House of Representatives evinced an inclination and desire to thwart every endeavor made respecting such proposed investigation and advised your Committee that they would be in readiness to attend meetings of the Committee whenever called, but that it was a matter entirely in the hands of your Committee as to how the investigation should be conducted and the desired facts and information obtained. The members of the House of Representatives appointed on the Joint Investigation Committee have clearly evinced a disinclination to in any manner aid or assist in the probe of State officials and Departments

for the purpose of ascertaining the facts respecting the necessity, functions and duties of the various State Officers, State Employes, Bureaus and Departments, and of the expenditure of public funds incident to the operation and maintenance thereof. Upon principles of safe and sane business judgment, there should be no question or obstacle thrown in the way of a Legislative Committee in determining the necessity, efficiency, or extravagance of State administrative departments, unless the administrative officers in power fear a disclosure to the public of the facts.

In consequence of the attitude assumed on the part of the members of the Joint Committee named by the House of Representatives, your Committee determined that there must be merit in the necessity of a prob of State officers and departments contemplated by the said Resolution. However, we have proceeded alone in the investigation contemplated with much difficulty and at our individual expense, with the result that your Committee is now in possession of facts to convince it beyond peradventure of a doubt of the necessity of such as was contemplated by the Dwight Resolution in order that unnecessary expenditures of funds of the State of Montana may be curtailed in the administration of the affairs of State.

Our examination discloses that the last Legislative Assembly created more useless officers and employes than have ever been provided for by any previous Legislative Assembly. Although the State was amply provided with officers and employes with which to properly execute its functions and business in the year 1913, yet the Democratic Legislative Assembly greatly increased the expense of the administration of the affairs of State by increase in salaries and employes, and by the creation of unnecessary new bureaus, officers and employes with resulting increase expense to the State. Such unnecessary employment of officers and employes can only be accounted for by reason of a desire on the part of the Democratic party to more securely entrench itself in the administration of the affairs of the State Government. Your Committee is of the opinion that irrespective of party politics, the affairs of this State should be conducted alone on principles of economy and business judgment. The policy of creating offices or position merely for the purpose of rewarding politicians is condemned.

The Session Laws of the Thirteenth Legislative Assembly clearly show the ruthless extravagance of that Body in increasing salaries of existing officers and employes and in the creation of new offices which can in no manner be justified upon business principles or on any theory save and except the up-building of a political machine.

The concentrated effort put forth in an endeavor to prevent an investigation of the business affairs of the State have been such as to astonish the individual members of your Committee, both in their capacity as citizens and in their representative capacity. If there exists no reason or necessity for the examination of the various departments and offices of State, and if the records disclose that they have been conducted honestly and economically, why should they not one and all step forward and invite the closest scrutiny?

Your Committee are unequivocally of opinion that much can and should be done by way of retrenchment in the cost of administration of the affairs of State, and yet to our surprise the House of Representatives without investigation or consideration of meritorious retrenchment measures passed by this Body have consistently refused to investigate the merits of such measures or to give the same approval, and have uniformly reported non-concurrence in such proposed legislation.

Although the purpose of the Joint Committee has been heralded in the press of this State and is a matter of daily discussion at the State Capitol and in the city of Helena, no officer or employe of the State has come forward to offer aid or assistance to the Committee or to justify the necessity of any particular office or the necessity of the continuance thereof, or of the expenses incident thereto, save and except J. M. Kennedy, the Secretary of the Bureau of Publicity.

The exception in this individual case is so noted by your Committee in comparison with the attitude of other departments, that we have deemed it proper to make special notice thereof. He is the only State officer, head of a department, or employe, who has approached your Committee and courted investigation and inquiry respecting the administration of the affairs of his department in accord-

ance with the terms and provisions of the Joint Resolution providing the creation and authority of your Committee in connection with the proposed Joint Investigation of State affairs. Your Committee has accepted his invitation to examine into the conduct of the business and affairs of his department, and irrespective of politics, is frank to state, that this department is useful and beneficial to the State of Montana in the administration of its business and affairs, and that it has been conducted economically and efficiently under the direction of its present secretary. The views of your Committee with respect to this particular department must be convincing with regard to the desire of the Committee to be fair and impartial in the proposed investigation of the affairs of State irrespective of politics.

Some of the figures which we have obtained, under more or less difficulties, disclose the extravagance of the present administration and are exceedingly interesting. The following figures are submitted for your consideration bearing upon the subject of your Committee's investigation.

## DEFICIENCIES.

Amount submitted to Legislature in 1913.....	\$ 83,790.37
Amount submitted to Legislature in 1915.....	188,493.17

## EXPENSES AND SALARY OF OFFICES CREATED IN 1913.

To February 1st, 1915—

Tax Commissioner (Salary not included).....	\$6,208.67
Parole Commissioner (Salary not included).....	6,248.92
Highway Commissioner (Salary not included).....	3,664.17
Dairy Commissioner .....	7,422.09
Grain Inspector (Salary included to June 1, 1914).....	8,163.12

## COST OF PUBLIC PRINTING.

1912—March 1st, 1911, to March 1st, 1912.....	\$12,385.32
March 1st, 1912, to March 1st, 1913.....	19,847.39
March 1st, 1913, to March 1st, 1914.....	18,899.60
March 1st, 1914, to March 1st, 1915 (including deficiency).....	34,288.54

Represents only expenditures from General Fund.

Initiative and Referendum for 1912 and 1913.....	5,739.50
Initiative and Referendum for 1914 to February 1, 1915.....	9,931.56
Deficiency asked for Corrupt Practice Act.....	\$7,590.71

Relating to the comparison of printing contracts for the year 1911 and 1912, and 1913 and 1914, will state that the matter would require too much work to go into detail, but the bids for each of the years are tabulated, and on file, in the office of the State Board of Examiners. Our impression is that prices are somewhat higher in the contract let in the year 1914.

## COST AND EXPENSE OF STATE TUBERCULOSIS SANITARIUM.

Cost of Building .....	\$19,934.17
March 1st, 1912 to March 1st, 1913.....	10,000.00
March 1st, 1913 to March 1st, 1914.....	28,113.24
March 1st, 1914, to March 1st, 1915.....	45,554.00

## COST AND EXPENSE OF GOVERNOR'S MANSION.

Cost of building and lots.....	\$30,000.00
Cost of Furniture .....	3,000.00
Cost of maintenance, March 1st, 1913 to March 1st, 1914.....	3,147.74
Cost of maintenance, March 1st, 1914 to February 1st, 1915.....	2,740.94

## CAPITOL BUILDING MAINTENANCE.

March 1st, 1911 to March 1st, 1912.....	\$24,125.43
March 1st, 1912 to March 1st, 1913.....	25,928.39
March 1st, 1913 to March 1st, 1914.....	31,686.07
March 1st, 1914 to February 1st, 1915.....	20,555.58
Deficiency asked for (1915) .....	\$13,000.00
Deficiency asked for (1913).....	8,000.00



Average number of employees in 1911.....	12
Average number of employees in 1912.....	14 3-4
Average number of employees in 1913.....	17 2-3
Average number of employees in 1914.....	15 1-2

## COST AND EXPENSE WEIGHTS AND MEASURES DEPARTMENT.

March 1st, 1911 to March 1st, 1912.....	\$3,683.78
March 1st, 1912 to March 1st, 1913.....	4,188.67
March 1st, 1913 to March 1st, 1914.....	6,106.25
March 1st, 1914 to February 1st, 1915.....	3,786.20
The annual cost of the Weights and Measures Department to the Counties of the State is.....	\$30,000.00

## EXPENSES STATE ENGINEER AND CAREY LAND ACT FUND.

(Salary State Engineer not included)

March 1st, 1911 to March 1st, 1912.....	\$6,628.85
March 1st, 1912 to March 1st, 1913.....	6,046.04
March 1st, 1913 to March 1st, 1914.....	8,249.09
March 1st, 1914 to February 1st, 1915.....	11,010.70

## COST AND EXPENSE RAILROAD COMMISSION.

(Salaries of officers not included)

March 1st, 1911 to March 1st, 1912.....	\$3,883.07
March 1st, 1912 to March 1st, 1913.....	5,945.48
March 1st, 1913 to March 1st, 1914.....	5,524.94
March 1st, 1914 to February 1st, 1915.....	4,471.09

## PUBLIC SERVICE COMMISSION.

March 1st, 1913 to March 1st, 1914.....	\$7,934.13
March 1st, 1914 to February 1st, 1915.....	6,382.69

## FISH AND GAME EXPENDITURES.

December 1st, 1911 to December 1st, 1912.....	\$66,379.19
December 1st, 1912 to December 1st, 1913.....	86,612.34
December 1st, 1913 to December 1st, 1914.....	92,546.76
December 1st, 1914 to February 1st, 1915.....	16,726.51

## BOARD OF STOCK COMMISSIONERS' EXPENDITURES.

March 1st, 1910 to March 1st, 1911.....	\$26,517.96
March 1st, 1911 to March 1st, 1912.....	20,391.81
March 1st, 1912 to March 1st, 1913.....	49,757.76
March 1st, 1913 to March 1st, 1914.....	44,430.84
March 1st, 1914 to February 1st, 1915.....	51,958.54

## EXPENSE BOARD OF SHEEP COMMISSIONERS.

March 1st, 1911 to March 1st, 1912.....	\$7,754.25
March 1st, 1912 to March 1st, 1913.....	8,206.15
March 1st, 1913 to March 1st, 1914.....	9,713.79
March 1st, 1914 to February 1st, 1915.....	10,775.99

## COST AND EXPENSE STATE BOARD OF EXAMINERS.

March 1st, 1911 to March 1st, 1912.....	\$3,065.02
March 1st, 1912 to March 1st, 1913.....	6,739.58
March 1st, 1913 to March 1st, 1914.....	5,148.72
March 1st, 1914 to February 1st, 1915.....	5,512.52

## COST AND EXPENSE STATE LAND OFFICE.

December 1st, 1911 to November 30th, 1912.....	\$45,580.48
December 1st, 1912 to November 30th, 1913.....	65,435.54
December 1st, 1913 to November 30th, 1914.....	54,417.65

A comparison of the payroll of this department for the month of June, 1912, with the month of June, 1914, shows an increase in the salaries of employees of approximately \$800.00.



## COMPARISON OF PAYROLLS FOR STATE EMPLOYEES.

For the months of December, 1912, and December, 1914.

1912 .....	\$17,429.52
1914 .....	23,074.94
Increase .....	5,645.42

## MONEY EXPENDED FROM THE ESTRAY FUND.

December 1, 1912 to December 1, 1913 .....	\$38,712.49
December 1, 1913 to December 1, 1914 .....	51,362.80

## MONEY EXPENDED FROM STOCK INDEMNITY FUND.

December 1st, 1912 to December 1st, 1913 .....	\$17,579.51
December 1st, 1913 to December 1st, 1914 (Discontinued) .....	40.00

## MONEY EXPENDED FROM STOCK INSPECTOR AND DETECTIVE FUND.

December 1, 1912 to December 1, 1913 .....	\$52,215.36
December 1, 1913 to December 1, 1914 .....	52,838.37

MONEY EXPENDED FROM MAINTENANCE AND INTEREST AND  
INCOME FUNDS BY STATE INSTITUTIONS.

## Deaf and Blind School—

March 1st, 1913 to March 1st, 1914 (Maint.) .....	\$52,086.39
(I. and I.) .....	10,841.45
March 1st, 1914 to February 1st, 1915 (Maint.) .....	61,219.92
(I. and I.) .....	8,111.63

## School of Mines—

March 1, 1913 to July 31, 1913 (not any since) (Maint.) .....	\$10,716.53
(I. and I.) .....	20,156.97
March 1, 1914 to February 1, 1915 (Maint.) .....	
(I. and I.) .....	29,712.20

## University—

March 1st, 1913 to March 1st, 1914 (Maint.) .....	\$119,259.81
(I. and I.) .....	22,683.04
March 1st, 1914 to February 1st, 1915 (Maint.) .....	133,799.60
(I. and I.) .....	21,173.36

## Agricultural College—

March 1st, 1913 to March 1st, 1914 (Maint.) .....	\$29,069.19
(I. and I.) .....	36,660.87
March 1st, 1914 to February 1st, 1915 (Maint.) .....	37,182.28
(I. and I.) .....	38,572.42

## Reform School—

March 1st, 1913 to March 1st, 1914 (Maint.) .....	\$20,960.57
(I. and I.) .....	9,419.73
March 1st, 1914 to February 1st, 1915 (Maint.) .....	23,239.23
(I. and I.) .....	8,728.26

## Normal School—

March 1st, 1913 to March 1st, 1914 (Maint.) .....	\$32,994.86
(I. and I.) .....	24,810.16
March 1st, 1914 to February 1st, 1915 (Maint.) .....	28,033.50
(I. and I.) .....	25,905.42

## Soldiers' Home—

March 1st, 1913 to March 1st, 1914 (Maint.) .....	\$30,399.44
(U. S. Aid) .....	9,967.31
March 1st, 1914 to February 1st, 1915 (Maint.) .....	32,963.57
(U. S. Aid) .....	8,531.15

Comparison of receipts and disbursements for the years 1911 to 1914 inclusive:

	Receipts	Disbursements
1911 .....	\$3,404,609.56	\$3,049,682.92
1912 .....	4,046,691.22	3,568,131.27
1913 .....	4,558,443.29	4,856,045.02
1914 .....	5,550,909.17	5,206,992.00

In addition to exorbitant expenditures made during the past two years in the administration of the affairs of State from the State Treasury, it should be noted that additional burdens by way of expenditures not shown by any figures available were made by direct tax upon the various counties of the State incident to the support of various State Boards and Departments. As an illustration of such increased expenditures placed upon counties not shown by State records, Missoula County has made statement through its Board of County Commissioners that the expense incident to the administration of State Laws in the year 1914 was increased \$24,000.00 annually. Such increased county expense relates more particularly to the administration of the affairs of the Weights and Measures, Department, Grain Inspector, Meat and Milk Inspector, Department of Public Health, and the like.

The House members of your Committee have in every manner thwarted the investigation proposed by the original Senate Resolution in an endeavor of your Committee to make a complete and comprehensive investigation of the affairs of State; in consequence whereof we have been compelled to devote our individual time and attention and efforts in order to obtain facts and figures to enable us to submit an intelligent report. We have been compelled personally at our individual expense to employ clerks and assistants to aid us in the conduct of the investigation, so as to permit of the presentation of a comprehensive report of the subject embraced in the original Resolution and as a result of the investigation and inquiry pursued by us we are unqualifiedly of opinion that the Resolution introduced originally was justified.

In conclusion your Committee hereby recommends the abolishment of the present Tax Commission, the authority of which can only be duplicated in the same authority granted by law to the Clerk of the Board of Equalization and a completion of the formation of this Department will add 123 employes to the present payroll.

2. The abolishment of the present system in the employment of Deputy Sealers of Weights and Measures.

3. The placing of the management of the Tuberculosis Hospital under the direct charge of the officials of the Hospital for the Insane.

4. The abolishment of the Parole Commissioner.

5. A decided reduction in the present Deputy Game Warden force until an entire change of the present system in the operation of this department, is provided for.

6. A combining of the four present existing departments now maintained for the protection of the livestock industry into one effective organization, on an economical basis.

7. We find under the present system of management three departments of State, each maintaining one civil engineer. It is the opinion of your Committee that two may safely be dispensed with.

Respectfully submitted,

(Signed) REUBEN DWIGHT, Chairman,

(Signed) J. E. EDWARDS,

(Signed) A. C. GRANDE.

Motion carried. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, the House recessed at 1:00 o'clock p. m. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

#### THIRD READING OF SENATE BILLS.

Senate Bill No. 61, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins,

Hills, Hogan, Johnson, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—79.

Noes: Mansur, Marsh.—2.

Absent and not voting: Baxter, Burnett, Burns, Day, Eliel, Graybeal, Hayes, Kelly, Macdonald of Flathead, Parker, Rasmussen, Shrump, Scott, Wallin.—14.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 57, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Carlier, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanagan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—83.

Noes: None.

Absent and not voting: Baxter, Burns, Choiniere, Day, Doner, Macdonald of Flathead, Parker, Rasmussen, Rundle, Shrump, Scott, Wallin.—12.

Excused: None.

Title agreed to and Bill returned to the Senate.

On motion of Anderson, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Rixon in the Chair.

House resumed.

Mr. Speaker in the Chair.

Rixon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Joint Memorial No. 5, petitioning the Congress of the United States to take such immediate steps as are practicable to reduce the appraised valuation of the lands of the Fort Peck Indian Reservation, having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Joint Memorial No. 6, a Memorial to the Honorable Senate and House of Representatives of the United States, in Congress assembled, requesting the passage of House Bill number 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of forestry students in collegiate institutions that are or may be aided by states in which are Federal Forest Reserves, having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 183, a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 129 of the Montana Session Laws of 1911, being an Act in aid of the disability fund of fire departments in incorporated cities for the relief of sick, injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from fire insurance companies doing business within the State,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 180, a Bill for an Act entitled, 'An Act to amend Sub-section 1 of Section 7892 of the Revised Codes of Montana of 1907, relating to Witnesses,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 191, a Bill for an Act entitled, 'An Act to regulate the practice of pharmacy and regulating the manufacture and sale of drugs and medicines in the State of Montana; and providing penalties for the violation of

this Act,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 233, a Bill for an Act entitled, 'An Act providing that in an action to recover damages for injury to the person, the court or judge may order a physical examination of the injured person by competent physicians or surgeons who may testify as witnesses in such action,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom.

Also House Bill No. 235, a Bill for an Act entitled, 'An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of court in counties where a session of court is not or cannot be held by a judge thereof or in any county where the business of the court is not or cannot be dispatched with reasonable promptness and providing that the Governor may upon application, of any interested person, require some district judge to hold court in said court for such time as may be specified in the order,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 265, a Bill for an Act entitled, 'An Act to prescribe the duties and powers of the State Examiner with reference to the examination of the books and accounts of incorporated cities and towns and of school districts of the first and second class, and fixing the fees for the examination thereof; and authorizing the State Board of Examiners to provide an additional deputy in the office of the State Examiner, if necessary, and to repeal Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 207, a Bill for an Act entitled, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of bonds by counties,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Rixon the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills number 285 and 297, beg leave to report that the same have been returned correctly printed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 240, 241, 242, 137, 202, 220, 199, 185, 156, 152 and 145, beg leave to report the same back to the House as correctly engrossed."

On motion of McMahon, the House adjourned at 4:20 p. m. until 10:00 o'clock a. m., Tuesday, February 16, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

### FORTY-FOURTH DAY.

Tuesday, February 16, 1915.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by chaplain.

Roll called. Quorum present.

Excused: Kelly.

#### NOTICES OF BILLS.

The following notices of bills were given:

By Day: A Bill for an Act entitled, "An Act providing that any private Corporation now organized and existing, or which may hereafter be organized under the laws of Montana, may classify its directors in respect to the time for which they shall severally hold office, and amending Sections 3830 and 3834 of the Revised Codes of Montana of 1907."



By Day: A Bill for an Act entitled, "An Act providing that any private corporation now organized and existing, or which may hereafter be organized under any of the laws of Montana, may increase or decrease the number of shares into which the capital stock of such private corporation is divided, and providing the manner of increasing or decreasing the number of shares into which its capital stock is divided."

By Morris: A Bill for an Act entitled, "An Act to provide for an additional Judge in the Twelfth Judicial District of the State of Montana."

By Willis (by request): A Bill for an Act entitled, "An Act permitting foreign Mutual Fire Insurance Companies to transact business in this State by complying with the laws applicable to Mutual Fire Insurance Companies, when such companies are possessed of a surplus, or when they have certain insurance in force."

By McMahon: A Bill for an Act entitled, "An Act relating to Insurance Corporations."

On motion of Macdonald of Flathead, Mr. Speaker appointed a Committee consisting of Graybeal, Foltz and Booth, to draw up suitable resolutions in appreciation of the courtesy of the Bozeman Chamber of Commerce, who so royally entertained the members of the Fourteenth Legislative Assembly on their visit to Bozeman on Saturday, February 13th.

Page, arising to announce to the House the death of Honorable Allen R. Dearborn, Senator from Granite County, moved that as a mark of respect to the memory of the distinguished gentleman, that Mr. Speaker appoint a Committee of three to draft suitable resolution, lamenting Senator Dearborn's most untimely death; that he also appoint a Committee of five to attend the funeral; and that the House do adjourn until 10:00 o'clock a. m., Wednesday, February 17th, 1915. The motion was unanimously carried by a rising vote.

Mr. Speaker appointed as the Committee to draft the resolutions Page, Willis and Rundle, and as the Committee to attend the funeral Page, Willis, Ostle, Rundle and Hills.

Thereupon the House adjourned at 10:30 o'clock a. m. until 10:00 o'clock a. m., Wednesday, February 17th, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

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## FORTY-FIFTH DAY.

Wednesday, February 17, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Guinn, Prosser.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-third and Forty-fourth days and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following notices of bills were given:

By Bompert: A Bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains, to be known as the Twin Butte Game Preserve, for the protection of game animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserves."

By Higgins: A Bill for an Act entitled, "An Act to amend Section 2109 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, relating to County High School Bond Issues."

By Searles: A Bill for an Act entitled, "An Act declaring it unlawful for any person or persons to be in possession of firearms, within the boundaries

of any State Game Preserve, with certain exceptions thereto, and providing that the State Game and Fish Commission may at any time issue permits to persons to carry firearms over and across such established Game Preserves, under certain restrictions concerning the protection of game animals and birds upon such preserves, and providing penalties for the violation of the provisions of this Act."

By Smith: A Bill for an Act entitled, "An Act to punish the making or using of false statements to obtain property or credit."

By Sullivan: A Bill for an Act entitled, "An Act to amend Section 8369 of the Revised Codes of Montana of 1907 with reference to the observance of Sunday."

By Marsh: A Bill for an Act entitled, "An Act declaring that the clearing and reclamation of land in this state so as to render the same tillable, is a matter of public benefit and utility and shall be deemed conducive to the general welfare; vesting in the district courts of the State and the judges thereof, jurisdiction, power and authority to create improvement districts for such purposes, to make assessments against the lands embraced therein and to do other necessary things specified in this Act to render it effective; providing for the creation of such improvement districts, the clearing and improvement of the land embraced therein, the assessment of the cost and expense of clearing and improving such land and the cost and expense of such improvement districts to the lands embraced therein, the issuance and sale of bonds based on such assessments, the appointment of commissioners to administer the affairs of such improvement district, the procedure in the district courts and on appeal to the Supreme Court, in such proceedings; and declaring an emergency."

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 180, 183, 207, 235, 265 and House Joint Memorials Nos. 5 and 6, respectfully beg leave to report the same back to the House as correctly engrossed."

On motion of Hayes, the Committee on State Fairs and Expositions was ordered to report House Bill No. 238, introduced by Hayes, a Bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the Laws of the Eleventh Session of the Legislative Assembly of Montana," out of their committee at 2:00 o'clock p. m. today.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 341, by Rainey, a Bill for an Act entitled, 'An Act to amend Section 1596, Section 1599 and Section 1605 of the Revised Codes of the State of Montana, licensing osteopathic practitioners to practice in the State, making it unlawful to practice without a certificate, defining what shall constitute the practice of osteopathy and designating the rights, obligations and limitations of osteopathic practitioners licensed by the State Board of Osteopathic Examiners,' respectfully beg leave to report that the same do pass."

On motion of Anderson, the report was adopted as read and the bill was referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 344, by McMahon, a Bill for an Act entitled, 'An Act to authorize the appointment of a Register of State Warrants, prescribing his duties, fixing his compensation and placing under bonds,' respectfully beg leave to report that the same do not pass."

On motion of Anderson the report was adopted as read.

Crismas from the Committee on Horticulture reported as follows:

"Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 303, respectfully beg leave to report as follows: That the bill be re-referred to the Appropriations Committee without recommendation."

On motion of Crismas the report was adopted as read and the bill was referred to the Committee on Appropriations.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Senate Bill No. 90, by Muffly, a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 81 of the Laws of the Twelfth Legislative Assembly entitled, "An Act prescribing the salary of certain appointive and deputy state officers, clerks, stenographers and employes at the State Capitol," respectfully beg leave to report that the same be concurred in."

On motion of Anderson, the report was adopted as read and the bill was referred to the Steering Committee.

Bompart from the Committee on Dairying reported as follows:

"Mr. Speaker: We, your Committee on Dairying, having had under consideration House Bill No. 316, introduced by Senate and House Committees on Dairies and Dairying, a Bill for an Act entitled, 'An Act to amend Sections 1, 2, 3, 4, 5, 6, 10, 11, 12 and 15, Chapter 77, Session Laws of 1913, relating to the Dairy Commissioner, increasing the number of deputies he shall appoint; fixing their salaries and limiting their traveling expenses; prescribing additional duties and powers of the Dairy Commissioner and the duties and qualifications of the deputies and making an appropriation for the purpose of carrying out the provisions hereof and providing penalties for the violation of the provisions hereof,' respectfully beg leave to report as follows: That the same do pass as amended."

On motion of Bompart, the report was adopted as read and the bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 340, introduced by Booth, being a Bill for an Act entitled, 'An Act providing for a Municipal Court in the City of Great Falls,' beg leave to report the bill back to the House with the recommendation that the same be referred to the Judiciary Committee."

On motion of McNally, the report was adopted as read and the bill was referred to the Judiciary Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 84, introduced by Junod, a Bill for an Act entitled, 'An Act prohibiting the grazing of livestock in herd within a distance of one mile of any city or town; fixing a penalty and defining a city or town for the purpose of this Act,' beg leave to report the bill back to the House with the recommendation that the same be concurred in."

On motion of McNally, the report was adopted as read and the bill was referred to the Steering Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 51, introduced by Hogan, being a Bill for an Act entitled, 'An Act providing for the creation of a Police Pension Fund Law in cities of the first and second class, and providing for a Police Pension Board and prescribing the duty of the said Board with reference to the care and distribution of said fund,' beg leave to report the same back to the House with the recommendation that the bill be concurred in."

On motion of McNally, the report was adopted as read and the Bill was referred to the Steering Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 113, 124, 231, 252, 272, 280, 288 and 312, beg leave to report that the same have been returned correctly printed."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment, to whom were referred House Bills Nos. 99, 81, 126, 146 and 150, beg leave to report the same back as correctly enrolled."

#### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

"Senate Chambers, Helena, Montana, February 15th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, by Abbott to reconsider the vote



by which House Bill No. 18 was recommended for non-concurrence on Friday last in the Committee of the Whole was carried by the following vote: 21 ayes and 16 noes, as roll call demanded.

On motion by Whiteside House Bill No. 18 to be recalled from the House and placed on calendar for third reading. Motion carried.

I am instructed to herewith ask you for the return of House Bill No. 18 for further consideration.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Gallagher, House Bill No. 18 was returned to the Senate.

#### REPORTS OF STANDING COMMITTEES.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: Your Committee on Public Utilities and State Commissions, to whom was referred House Bill No. 273, introduced by Willis, being a Bill for an Act entitled, 'An Act to provide for the collection of a license tax equivalent to five per cent of the gross earnings of sleeping car companies, express companies, private car companies and telegraph companies doing business in this State; to require reports from said sleeping car companies, express companies, private car companies and telegraph companies; to provide for an examination of their books; to provide that sleeping car companies, express companies, private car companies and telegraph companies may be punished for any violation of this Act,' having had the same under consideration, report the bill back with the recommendation that it be indefinitely postponed."

On motion of Phillips, the report was adopted as read.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: We, your Committee on Public Utilities and State Commissions, to whom was referred House Bill No. 295, introduced by Lord, being an Act entitled, 'An Act authorizing the creation of lighting districts for lighting streets in cities and towns, and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large,' having had same under consideration, beg leave to report back with the recommendation that it be indefinitely postponed, and offer as a substitute for House Bill No. 295, a Bill for an Act entitled, 'An Act authorizing the creation of special improvement districts for lighting streets in towns and cities, and to assess not less than one-fourth nor more than three-fourths of the cost thereof against the city or town at large,' and to recommend that said substitute bill do pass."

On motion of Phillips, the report was adopted as read.

House Bill No. 349, substitute for House Bill No. 295, was read first and second time by title only and referred to the Printing Committee.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: Your Committee on Public Utilities and State Commissions, to whom was referred House Bill No. 298, introduced by Willis, being a Bill for an Act entitled, 'An Act to amend Section 4340 of the Revised Codes of Montana of 1907, relating to telephones,' beg leave to report the same back with a recommendation that it do not pass."

On motion of Phillips, the report was adopted as read.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had for our consideration House Bill No. 330, introduced by Mason, being a Bill for an Act entitled, 'An Act to provide for financial aid of dependent children in their own homes under the direct control of the mothers of such children, whose fathers are dead or inmates of some Montana State Institution of Charity or Correction, or who are physically or mentally unable to work, or who have for a period of two years or more failed to provide for said children, and whose mothers are wholly dependent upon their labor for support,' having had the same under due consideration, beg leave unanimously to report this bill back to the House with the recommendation that it do pass with the



following amendments: That Section 2 be stricken out and the following inserted in lieu thereof: 'Section 2. Every child as provided for in Section 1, whose mother is wholly dependent upon her labor for support, shall be allowed from the public moneys of the County in which said mother resides, the sum of Ten (\$10.00) Dollars per month for the first child, the sum of Seven and 50/100 (\$7.50) Dollars for the second child, the sum of Five (\$5.00) Dollars for the third child, and the sum of two and 50/100 (\$2.50) Dollars for each additional child thereafter; said money to be paid to the mother of said child or children.' Also in line 5 of sub-section 3 of Section 3, insert after the word 'children' the following: 'If she be not a proper person, then the Judge may appoint some one, who is morally, physically and mentally a proper person to act in her stead.'

On motion of Bent the report was adopted as read and the bill was referred to the Printing Committee.

Ostle from the Committee on Military Affairs reported as follows:

"Mr. Speaker: We, your Committee on Military Affairs, to whom was referred for consideration House Bill No. 283, introduced by Bechtel, being a Bill for an Act entitled, 'An Act relating to the requirements of admission to the State Soldiers' Home; amending Section 1290 of the Revised Codes of Montana of 1907,' beg leave to report the same back to the House with the recommendation that said bill do not pass, as provisions of the bill were embodied in House Bill No. 185."

On motion of Ostle, the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 263, 266, 281, 284, 304 and 315, beg leave to report that the same have been returned correctly printed."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 99, 81, 126, 186 and 150 and thereupon proceeded to sign the same in open session.

Lord from the Committee on Equal Suffrage reported as follows:

"Mr. Speaker: We, your Committee on Equal Suffrage, having under consideration House Bill No. 314, by Hedrick, a Bill for an Act entitled, 'An Act to amend Sections 3218, 3222, 3224 and 3232 of the Revised Codes of Montana of 1907, relating to officers and elections in cities and towns,' respectfully beg leave to report the same back to the House with the recommendation that it be referred to the Committee on Affairs of Cities."

On motion of Lord the report was adopted as read and the bill was referred to the Committee on Affairs of Cities.

Lord from the Committee on Equal Suffrage reported as follows:

"Mr. Speaker: We, your Committee on Equal Suffrage, having had under consideration House Bill No. 290, by Johnson, a Bill for an Act entitled, 'An Act relating to the registration of electors in counties, cities and towns and school districts by requiring persons applying to be registered to subscribe to an oath of affirmation, and requiring persons applying for the cancellation of their former registration to subscribe to an affidavit,' beg leave to report back to the House with the recommendation that the bill do not pass."

On motion of Lord the report was adopted as read.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: Your Committee on Public Utilities and State Commissions, to whom was referred Senate Bill No. 4, introduced by Brower, being a Bill for an Act entitled, 'An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly,' having had the same under consideration, report the bill back with the recommendation that it be not concurred in."

#### MINORITY REPORT.

Lusk, Parker and Sanderson, a minority from the Committee on Public Utilities and State Commissions, to whom was referred Senate Bill No. 4, in-

troduced by Brower, being a Bill for an Act entitled, 'An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act; and repealing the provisions of Chapter 83 of the Session Laws of the Thirteenth Legislative Assembly,' having had the same under consideration, report the bill back with the recommendation that it be concurred in."

Phillips moved the adoption of the Majority Report.

Lusk moved as a substitute therefor the adoption of the Minority Report:

Lusk's motion to adopt the Minority Report was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Buckley, Carpenter, Coburn, Collins, Corwin, Einsel, Fousek, Gallagher, Gladden, Hall, Harmon, Harper, Henry, Higgins, Hills, Jorgenson, Lusk, McDonald of Teton, Mackel, Moe, Moore, Ostle, Parker, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Wallin.—38.

Noes: Anderson, Bent, Bompart, Booth, Burnett, Burns, Cariher, Cavitt, Choiniere, Corr, Crimas, Day, Dwyer, Doner, Fishbaugh, Flanagan, Foltz, Franklin, Graybeal, Hayes, Hawks, Healey, Hedrick, Hogan, Kelly, Lemmon, Lord, McCarthy, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Minnick, Morris, Nutting, Page, Phillips, Rainey, Shott, Searles, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—48.

Absent and not voting: Eliel, Easton, Johnson, Kiley, Mansur, Rundle, Sales.—7.

Excused: Guinn, Prosser.—2.

Phillips' motion to adopt the Majority Report prevailed.

Lord from the Committee on Equal Suffrage reported as follows:

"Mr. Speaker: We, your Committee on Equal Suffrage, having had under consideration House Bill No. 306, by Collins, a Bill for an Act entitled, 'An Act providing that electors of this State on registration under the laws of the State shall not be compelled to give their exact age, providing they are over Twenty-one years of age,' beg leave to report the same back to the House with the recommendation that the bill do not pass."

On motion of Lord the report was adopted as read:

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 337, a Bill for an Act entitled, 'An Act to amend Section 406 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana; providing for the method of changing boundaries of School Districts,' respectfully beg leave to report the same back to the House with the recommendation that it be amended as follows: Strike out the remainder of Section 1, after the word 'territory' in line 22. And that it do pass as amended."

On motion of Mason the report was adopted as read and the bill was referred to the Committee on Printing.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 291, a Bill for an Act entitled, 'An Act to amend Chapter 35 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the regulation, issuance and renewal of licenses for the sale of spirituous, malt or fermented liquors, and to add certain sections thereto,' respectfully beg leave to report the same back with the recommendation that it be amended as follows: Section 1, line 3, insert between the words 'follow' and 'it' the words 'Section 1.' Section 2, line 6, insert 'inhabitants who are bona fide residents for at least six months.' Section 2, line 11, after the word 'more' add the word 'sleeping.' Section 4, line 25, after the word 'issue' place a period, striking out the words 'provided that if.' Insert the word 'if.' Section 4, line 35, after the word 'license' add 'whether a protest be filed or not.' Section 5, line 13, after the words 'issuance or re-issuance of a license' leave out the word 'new.' And that the same do pass as amended."

On motion of Mason, the report was adopted as read and the bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 331, a Bill for an Act entitled, 'An Act to

amend Section 3116 of the Revised Codes of Montana of 1907, as amended by Chapter 112 of the Session Laws of 1913, relative to the salaries of County officers, according to classification of counties,' respectfully beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Mason, the report was adopted as read and the bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 328, a Bill for an Act entitled, 'An Act to amend Section 3118 of the Revised Codes of Montana of 1907, as amended by Chapter 85 of the Session Laws of 1909, as amended by Chapter 132 of the Session Laws of 1911, relating to the salary and compensation of deputies to County officers and assistants,' respectfully beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Mason, the report was adopted as read and the bill was referred to the Printing Committee.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 15th, 1915, at 2:30 p. m. to His Excellency, the Governor, House Bill No. 107 and duplicate, for his approval; also on February 12th, 1915, at 2:55 p. m. House Bills Nos. 60, 66 and 148, together with duplicates."

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 19, being a Bill for an Act entitled, 'An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish, in Ravalli County, Montana, and to appropriate money therefor,' also House Bill No. 195, being a Bill for an Act entitled, 'An Act entitled, 'An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish in Cascade County, Montana, and to appropriate money therefor,' also House Bill No. 269, being a Bill for an Act entitled, 'An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish in Fergus County, Montana, and to appropriate money therefor,' also House Bill No. 292, being a Bill for an Act entitled, 'An Act to provide for the construction of a Fish Hatchery, for the propagation of food fish and other fish, in Glasgow, Valley County, Montana, and to appropriate money therefor,' beg leave to report said Bills back to the House with the recommendation that they and each of them do not pass."

On motion of Day the report was adopted as read.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 6, being a Bill for an Act entitled, 'An Act making appropriation for the payment of warrants issued by the State Arid Land Grant Commission, and providing for the payment thereof,' beg leave to report said bill back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the bill was referred to the Committee on Printing.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 158, being a Bill for an Act entitled, 'An Act appropriating money for and authorizing the payment of certain pay due officers of the National Guard of Montana,' beg leave to report said bill back to the House with the recommendation that it do not pass."

On motion of Day, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 342, introduced by Day, a Bill for an Act entitled, 'An Act to amend Section 6870 of the Revised Codes of Montana, and to enact nine additional sections to be numbered '6870a,' '6870b,' '6870c,' '6870d,' '6870e,' '6870f,' '6870g,' '6870h' and '6870i,' relating to actions to quiet title to real estate; providing for the procedure in such actions; providing for joining as parties defendant in such actions all adverse claimants and possible adverse claimants, both known and unknown; providing for the service of summons in such cases and conferring upon the courts in which such actions are tried jurisdiction to make a full



adjudication of titles to real estate involved in such action, and defining the effect of decrees entered in such cases,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 338, introduced by Committee on Federal Relations, a Bill for an Act entitled, 'An Act authorizing the Governor to make appointment to fill vacancies in the office of the United States Senator,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 181, introduced by Hills, a Bill for an Act entitled, 'An Act to provide for the nomination and election of Senator in the Congress of the United States from the State of Montana; and to provide for the filling of vacancies in such offices, and to repeal Sections 637 and 638 of the Revised Codes of the State of Montana for the year 1907 and all other Acts and parts of Acts in conflict with this Act, and to provide that the provisions of this Act shall be substituted for and in lieu of the sections of the code hereby repealed,' having had same under consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 91, introduced by Judiciary Committee, a Bill for an Act entitled, 'An Act amending Section 6389 of the Revised Codes of 1907 relating to the authority of Attorneys and Counsellors,' having had same under consideration, beg leave to report back with the recommendation that it be concurred in." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 299, introduced by McCarthy, a Bill for an Act to amend Section 6678 of Chapter IV of Part II of Title VII of the Revised Codes of 1907, relating to Attachments,' having had same under consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 309, introduced by Dwyer and McMahon, a Bill for an Act entitled, 'An Act empowering County Commissioners in Counties of the first class to create and establish special improvement districts in thickly populated localities outside the limits of incorporated towns and cities, for the purpose of constructing sanitary and storm sewers, installing lights and such other special improvements, that may be petitioned for by sixty per cent (60%) of the freeholders affected by the same,' having had same under consideration, beg leave to report back with the recommendation that it do pass." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 78, introduced by Edwards, a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the Counties of Rosebud and Musselshell; to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto; and to provide for the designation, powers, duties, term, and compensation of Judge of said Fifteenth Judicial District,' having had same under consideration, beg leave to report back with the recommendation that it be concurred in." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:



"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 293, introduced by Morris, a Bill for an Act entitled, 'An Act requiring County Treasurers to accept money for the payment of taxes upon real estate, and for the purpose of redeeming real estate from tax sales when the payment is tendered by an owner, mortgagee or person having a lien upon the real estate,' having had same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 13, introduced by O'Shea, a Bill for an Act entitled, 'An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: 'An Act to create and appoint a State Tax Commission; to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers; to provide for the enforcement of its provisions, and to punish violations thereof; and to appropriate funds to carry this Act into effect,' having had same under consideration, beg leave to report back with the recommendation that it be not concurred in."

#### MINORITY REPORT.

Higgins, Smith of Lewis and Clark, Schmidt, Gallagher, Coburn and Mackel, a minority of the Committee on Judiciary reported as follows:

"Mr. Speaker: We, a minority of your Committee on Judiciary, to whom was referred Senate Bill No. 13, introduced by O'Shea, a Bill for an Act entitled, 'An Act to repeal Chapter 75, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to create and appoint a State Tax Commission; to define the powers and duties thereof; to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers to provide for the enforcement of its provisions; and to punish violations thereof and to appropriate funds to carry this Act into effect,"' having had the same under consideration, beg leave to report back with the recommendation that it be concurred in." Dwyer moved the adoption of the Majority report.

Higgins moved as a substitute therefor the adoption of the Minority Report.

Higgins' motion was carried by the following vote:

Ayes: Baldwin, Baxter, Bent, Booth, Buckley, Carpenter, Cariher, Coburn, Collins, Corwin, Eliel, Easton, Einsel, Fishbaugh, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Healey, Henry, Higgins, Hills, Johnson, Jorgensen, Lord, Lusk, McDonald of Teton, Mackel, Moe, Moore, Nutting, Ostle, Parker, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Taylor, Wallin, Willis—53.

Noes: Anderson, Bompert, Burnett, Burns, Cavitt, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Flanigan, Hayes, Hawks, Hogan, Kelly, Lemmon, McCarthy, McMahon, McNally, MacDonald of Flathead, Marsh, Mason, Minnick, Morris, Page, Phillips, Rainey, Shott, Searles, Sullivan, Vidal, Wells, Wilde, Mr. Speaker—35.

Absent and not voting: Foltz, Hedrick, Kiley, Mansur, Rundle—5.

Excused: Guinn, Prosser—2.

#### INTRODUCTION OF BILLS.

The following Bills were introduced: (Rainey from the Committee on Education, Day from the Committee on Appropriations, Dwyer from the Committee on Judiciary, Searles from the Committee on Fish and Game, Burnett and Coburn were given permission to introduce Bills and Memorials, without previous notice.)

House Bill No. 349, substitute for House Bill No. 295, introduced by Committee on Public Utilities and State Commissions, a Bill for an Act entitled, "An

Act authorizing the creation of special improvement districts for lighting streets in cities and towns and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large."

House Bill No. 350, by Jorgensen: A Bill for an Act entitled, "An Act to amend Section 2770, Revised Codes of 1907, relating to Brewers and Manufacturing Licenses."

House Bill No. 351, by Bent: A Bill for an Act entitled, "An Act to prohibit the sale of intoxicating liquors in territory not embraced within the limits of incorporated cities or towns, providing for the enforcement thereof, prohibiting the issuance of licenses therefor and prescribing penalties for its violation."

House Bill No. 352, by Hawks: A Bill for an Act entitled, "An Act to extend the boundaries of Lewis and Clark County and to alter the boundaries of Powell County to conform thereto."

House Bill No. 353, by Eliel: A Bill for an Act entitled, "An Act to amend Section 2098 of the Revised Codes of Montana of 1907, relating to the duty of the State Auditor in preparing statistics."

House Bill No. 354, by Morris: A Bill for an Act entitled, "An Act to provide for an additional Judge in the Twelfth Judicial District of the State of Montana."

House Bill No. 355, by Committee on Highways: A Bill for an Act entitled, "An Act relating to the compensation of County Surveyors, defining their duties, their qualifications; providing for qualifications of deputies and amending Section 3172 of the Revised Codes of Montana of 1907."

House Bill No. 356, by Collins: A Bill for an Act entitled, "An Act changing the name of the Montana State Reform School to the name of the Montana State Industrial School."

House Bill No. 357, by Einsel: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter IV of Chapter 71 of the Session Laws of the Thirtieth Legislative Assembly of the State of Montana, relating to time of viewing roads after they have been petitioned for."

House Bill No. 358, by Committee on Fish and Game: A Bill for an Act entitled, "An Act declaring it unlawful for any person or persons to be in possession of firearms, within the boundaries of any State Game Preserve, with certain exceptions thereto, and providing that the State Game and Fish Commission may at any time issue permits to persons to carry firearms over and across such established Game Preserves, under certain restrictions concerning the protection of Game Animals and Birds upon such preserves, and providing penalties for the violation of the provisions of this Act."

House Bill No. 359, by Higgins: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions."

House Bill No. 360, by Burnett: A Bill for an Act entitled, "An Act relating to State Lands and adverse possession thereof; and providing that title to such lands shall not be obtained by adverse possession."

House Bill No. 361, by Committee on Education: A Bill for an Act entitled, "An Act to amend Section 2108 of Chapter 76 of the Session Laws of 1913, providing for a tax levy for county High School purposes."

House Bill No. 362, by McMahon: A Bill for an Act entitled, "An Act relating to funeral, burial and benefit associations and declaring them to be Insurance Corporations."

House Bill No. 363, by Crismas: A Bill for an Act entitled, "An Act to appoint the Botanist of the Montana Agricultural Experiment Station State Botanist; defining his duties and appropriating money for his expenses."

House Bill No. 364, by Fishbaugh: "An Act relating to the regulation of hotels, rooming houses and lodging houses in the State; granting permits and providing penalties."

House Bill No. 365, by Scott: "An Act to make Sheriff and Deputy Sheriffs Ex-officio deputy Game and Fish Wardens and to allow them twenty-five per cent of all fines collected in the prosecution of the game laws; to define their

duties and to provide that the State Game and Fish Warden may only appoint one paid deputy and one stenographer."

House Bill No. 366, by Lord: "An Act to amend Chapter XVII of the Revised Codes of Montana (1907) relating to Toll for grinding grain; amending Sections 2092, 2093 and 2094 of the Revised Codes of Montana, 1907, which Sections are comprehended within said grain-grinding and flouring mills, the rates of toll to be charged, and declaring a violation of the provisions hereof shall be a misdemeanor."

House Bill No. 367, by Day: "An Act providing that any private corporation now organized and existing, or which may hereafter be organized under any of the laws of Montana, may increase or decrease the number of shares into which the capital stock of such private corporation is divided, and providing the manner of increasing and decreasing the number of shares into which its capital stock is divided."

House Bill No. 368, by Willis: "An Act permitting foreign Mutual Fire Insurance Companies to transact business in this State by complying with the laws applicable to Mutual Fire Insurance Companies, when such companies are possessed of a surplus, or when they have certain insurance in force."

House Bill No. 369, by Harmon: "An Act to provide for the eradication of honey bee diseases; to extend the duties of the State Entomologist to include apiary inspection; to authorize the destruction of diseased bees and establishment of district quarantines; to prescribe that expenses incurred by the State in treating or destroying diseased bees for those who fail or refuse to comply with instructions shall be collected from the owner with the County taxes; providing punishment for the violation of this Act and making it legal for counties to appropriate money for apiary inspection."

House Bill No. 370, by Day, "An Act providing that any private corporation now organized and existing, or which may hereafter be organized under the laws of Montana, may classify its directors in respect to the time for which they shall severally hold office, and amending Sections 3830 and 3834 of the Revised Codes of Montana of 1907."

House Bill No. 371, by Smith: "An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same."

House Bill No. 372, by Appropriations Committee: "An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish at some place, and upon a site in the State of Montana to be selected by the State Fish Commission, and to appropriate money therefor."

House Bill No. 373, by Judiciary Committee: "An Act to repeal Sections 2 to 19, both inclusive, of Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly, and to substitute in lieu thereof Sections Nos. 2 to 18, both inclusive, defining the powers and duties of the State Tax Commissioner and of County Assessors and other officers; and providing for the classification and uniform amusement of all property in this State subject to taxation."

House Joint Memorial No. 7, by Coburn: Petition to Congress to enact legislation to open for settlement the land embraced within the Blackfeet Indian Reservation situated in the Northwestern portion of the State of Montana.

#### READING OF HOUSE BILLS.

House Bill No. 350 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 351 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 352 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 353 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 354 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 355 read first and second time by title only and referred to the Committee on Highways.



House Bill No. 356 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

House Bill No. 357 read first and second time by title only and referred to the Committee on Highways.

House Bill No. 358 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 359 read first and second time by title only and referred to the Committee on Appropriations.

House Bill No. 360 read first and second time by title only and referred to the Committee on State Lands.

House Bill No. 361 read first and second time by title only and referred to the Committee on Education.

House Bill No. 362 read first and second time by title only and referred to the Committee on Insurance.

House Bill No. 363 read first and second time by title only and referred to the Committee on Appropriations.

House Bill No. 364 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 365 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 366 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 367 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 368 read first and second time by title only and referred to the Committee on Insurance.

House Bill No. 369 read first and second time by title only and referred to the Committee on Horticulture.

House Bill No. 370 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 371 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 372 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 373 read first and second time by title only and referred to the Committee on Judiciary.

House Joint Memorial No. 7 read first and second time at length and referred to the Committee on State Lands.

On motion of Day, the House recessed at 12:00 o'clock M. until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Pursuant to motion of Hayes, duly carried during the morning session, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Searles, Flanigan, Fousek, Smith of Lewis and Clark, Cariher and Prosser, a majority of the Committee on Fairs and Expositions reported as follows:

We, a majority of the Committee on Fairs and Expositions, having had under consideration House Bill No. 238, introduced by Hayes of Silver Bow, being a Bill for an Act entitled, 'An Act to prohibit the reporting or recording or registering of any bet or wages upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the Laws of the Eleventh Legislative Session of the Legislature of Montana,' recommend that the same do not pass."

#### MINORITY REPORT.

Sullivan and Choiniere, a minority of the Committee on Fairs and Expositions, reported as follows:

"Mr. Speaker: We, a minority of the Committee on Fairs and Expositions, having had under consideration House Bill No. 238, introduced by Hayes of Silver



Bow, being an Act entitled, 'An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same and repealing Chapter 92 of the Laws of the Eleventh Legislative Session of the Legislature of Montana,' recommend that the same do pass."

Searles moved the adoption of the Majority Report.

Sullivan moved as a substitute therefor the adoption of the Minority Report.

Sullivan's motion to adopt the Minority Report was carried by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Foltz, Franklin, Gallagher, Gladden, Graybeal, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schmidt, Scott, Sedgwick, Shott, Shrump, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis—78.

Noes: Cariher, Flanigan, Fousek, Hall, Healey, Kelly, McCarthy, McDonald of Teton, Schanck, Searles, Smith of Lewis and Clark, Smith of Missoula, Wells, Mr. Speaker—14.

Absent and not voting: Rundle—1.

Excused: Guinn, Prosser—2.

#### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor.

"Executive Office, Helena, Montana, February 11, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 48, 'An Act providing for the payment of deficiency claims for the care of prisoners.'

No. 50, 'An Act to appropriate money to reimburse James Buckingham for money taken from his person while an inmate of the Insane Asylum by the officials thereof and turned into the State Treasury.'

No. 53, 'An Act providing for the payment of deficiency claims for the care of the insane.'

No. 64, 'An Act appropriating money for the payment of the claim of the Berger Manufacturing Company in the sum of Eight Hundred and eighty-five Dollars (\$885.00) for vault equipment in the office of the Clerk of the Supreme Court.'

No. 140, 'An Act appropriating money for the payment of the deficiency claim of Thomas Fox, stenographer to the Bureau of Child and Animal Protection and Adjutant General.'

S. V. STEWART, Governor."

Speaker Pro Tem in the Chair.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 50, 136, 116, 123, 103, 49, 121, 58, 127, 114, 34, 81, 108, 93, 134, 63, 62, 105, 54 and House Bill No. 25, beg leave today to report that same was correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 7, 79, and 101, today reported that said bills had been correctly engrossed. Report adopted. Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 73, entitled, 'An Act to amend Sub-division 3 of the Revised Codes of Montana, 1907, relating to the manner of serving summons upon corporations,' today reported that said bill had been correctly engrossed. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Resolution was today adopted by the Senate:

'Whereas, during the administration of the Honorable A. R. Dearborn, as acting Governor of Montana, the State Board of Examiners, at his thoughtful suggestion, arranged for the decoration and renovation of the Senate Chamber, to the end that this Session of the State Senate might be held amid more comfortable and more artistic surroundings; and,

Whereas, during his membership in this Body, Senator Dearborn has ever shown the same considerate attention for the welfare and happiness of his colleagues; and,

Whereas, few men in public life in Montana, hold a warmer place in the hearts of the people of this State than does Senator Dearborn. He has had a large and honorable share in the work of making Montana and it is, indeed, a source of sincere regret to his fellow members in the Senate that he has been detained from the sessions by a continued and painful illness. His prolonged absence is not only a source of sincere regret to his fellow members but also a great loss to the public service;

Now, Therefore, Be It Resolved, That the Senate extend a vote of thanks to the Senator from Granite County, and that this vote of thanks be accompanied by an expression of the unanimous wish of the members of this body that Senator Dearborn may quickly recover and resume before adjournment his honored place in the Senate of Montana; and

Be It Further Resolved, That a copy of these Resolutions be forwarded to Senator Dearborn.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 178, introduced by Harmon, being a Bill for an Act entitled, 'An Act accepting the terms and provisions of the Act of Congress, approved May 8th, 1914, relating to co-operative agricultural extension work,' having been read three several times and concurred in, is herewith returned.

Also House Bill No. 161, introduced by Smith of Lewis and Clark, being a Bill for an Act entitled, 'An Act to provide for a system of Criminal Identification in the State of Montana, the duties of the Sheriffs and Police Officers in connection therewith, providing for the appointment of a Superintendent of Criminology, prescribing his duties and fixing his compensation,' having been read three several times, and not concurred in, is herewith returned.

Also House Bill No. 206, introduced by Johnson, being a Bill for an Act entitled, 'An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney at law, or counsellor at law in any Court of the State of Montana, unless duly admitted to practice by the Supreme Court of Montana, and providing a penalty therefor,' having been read first and second time and referred to the Committee on Judiciary, Committee recommend that bill be not concurred in. Report adopted. Bill returned to the House.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred Senate Bill No. 124, introduced by Williams, being a Bill for an Act entitled, 'An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter being an Act to amend Section

8784 of the Revised Codes of Montana, 1907, relating to the killing of elk, Rocky Mountain Goats and Rocky Mountain Sheep, and fixing the open season thereof, and providing for a closed season on elk in certain counties and parts of counties in Montana until October first, 1918, and defining the sex and age of Rocky Mountain Sheep that may be killed during the open season, and providing penalties for the violation thereof, and to provide a closed season for Rocky Mountain Goats until October first, 1918,' today reported said bill with the recommendation that it do pass with the following amendments: In Section 1, line 5, after the word 'elk' insert the words 'Rocky Mountain Sheep.' Add a Section as follows: 'Section 2. That it shall be unlawful to kill or capture at any place in Montana, any Rocky Mountain Sheep before the said first day of October, 1918.' Report adopted. Bill referred to Printing Committee.

Also, Senate Bill No. 130, introduced by Larson, being a Bill for an Act entitled, 'An Act to amend Section 8783 of the Revised Codes of the State of Montana of 1907, as heretofore amended by Section 2, Chapter 81, Laws of the Twelfth Legislative Assembly of the State of Montana, and to protect certain animals and birds from being killed or captured at any time, and to provide that beaver may be killed or taken under certain conditions, and to punish those who violate this Act,' today reported said bill with the recommendation that it do pass with the following amendments: Amend title by striking out after the word 'time' the following words: 'and to provide that beaver may be killed or taken under certain conditions.' In Section 1, line 6, strike out the word 'or' and insert after the word 'beaver' in said line, the words 'badger, mink or marten.' In Section 1, line 7, after the word 'misdemeanor,' strike out the following words: 'provided, that upon a satisfactory showing being made to the State Game and Fish Warden, by any taxpayer who owns real estate or by one who has filed upon any public land under the laws of the United States, that beaver are damaging the right of way of his ditches, or damaging trees upon his premises, or causing water to overflow on his lands, or upon the public roads, the State Game and Fish Warden shall make an examination of such premises, and, if he shall find that substantial damages are being caused by beaver, it shall be the duty of said Warden to issue a permit for the killing or taking of such beaver.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, House Bill 107 and Senate Bill No. 73.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 10, introduced by Byrnes, relating to the seizure of ships by the belligerent nations sailing under American and other neutral flags, carrying copper from America to European nations not involved in war, was today read and referred to the Committee on Mines and Mining.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred House Bill No. 142, by Burnett, being a Bill for an Act entitled, 'An Act requiring pitfalls, wells and shafts, not safely guarded by legal enclosures to be filled or covered in such a manner as herein provided so as to avoid any danger to livestock arising therefrom and providing a punishment for violation of the same,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 15, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of introduction of bills in the Senate have this day been given:

By Annin: An Act to establish a twine factory at the State Prison, to empower the Warden, with the approval of the Board of Prison Commissioners, to purchase and install machinery and building material, to provide for the employment of convicts, to purchase the raw material, to give residents of this State preference in buying the twine therein produced, and to appropriate Sixty-five Thousand (\$65,000.00) Dollars to carry this Act into effect.

By Byrnes: An Act concerning the advertising for bids and the letting of contracts by State and County Officers, Boards and Commissions; providing that public records and files thereof be made and kept, and that bi-annual reports of the letting of all State Contracts and the bids thereof be made to the Legislative Assembly; prescribing penalties for the violation of the provisions of this Act; defining the term 'lowest responsible bidder,' and repealing all Acts in conflict herewith.

By Brower: An Act prohibiting rebating and discrimination and providing penalties therefor, and repealing Sections 11, 12, 13 and 14 of Division 1, Part 4, Title 3 of the Revised Codes of Montana of 1907.

By O'Shea: An Act to create free employment agencies; to provide that the Commissioner of Labor and Industry shall be ex-officio State Employment Agent, and that the County Clerks shall maintain offices where the employers and employes may come into communication; and to define the duties of County Clerks and County Commissioners in relation thereto.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 137, have recommended that same do pass with the following amendments: That the title be amended by striking out the word 'extension' in line 5 and that the words 'change in area' be inserted in lieu thereof.

Also amend Section 3, line 4, by striking out the words 'extension of District,' and inserting in lieu thereof the words 'changes in area of Districts:' also insert on Page 7, line 29, after the words 'irrigation purposes,' the following, to-wit:

'(b) That whenever any lot, tract, or parcel of land has been heretofore, or may hereafter be included within the boundaries of any public irrigation district formed under the laws of this State, and the acreage thereof fixed and stated in the decree for the creation of said district or in any other proceeding relating thereto, is fixed at a greater number of acres than actually exists within such lot, tract, or parcel of land, or at a greater number of acres than can be irrigated from the reclamation system of said district; or whenever from any action or proceeding by or on behalf of said district or its commissioners, any such lot, tract, or parcel of land, included thereon has been or is about to be assessed for a greater average than exists therein, or can be irrigated from the reclamation system of said district, the owner or holder of title, or evidence of title to said lands as defined by the irrigation district acts have the taxable acreage contained therein fixed and adjudicated as provided for by this Act.

(c) That the owner of title, or evidence of title, as defined by the irrigation district acts may file in the District Court of the County wherein said lands are situated, a petition praying that the acreage of the lands set forth and described in such petition may be permanently fixed and adjudicated, which petition shall set forth:

1. The name or names of the owner or owners, holder of title, or evidence of title thereto, who shall be the party or parties 'Plaintiff' therein.

2. The names and kind of character of interest of every person owning, holding, or claiming any right, title, or interest in or to the lands described in said petition who shall, where they do not appear as parties Plaintiff under subdivision 1 hereof, set forth as parties "Defendant."

3. The name of the district in which said lands are included, together with the name of the Board of Commissioners thereof, and the Secretary thereof, and the name or names of the bond-holders, if any, thereof, if known, and said dis-



trict, its commissioners, secretary and the known or unknown bond-holders thereof shall be made parties defendant therein.

4. A statement of the substance of all proceedings, orders, and decrees creating said districts and fixing the acreage of the lands therein described together with any proceedings of the Board of Commissioners of said district, or its officers relating to the acreage thereof, to such extent as to fully inform the court of the manner and extent to which said lands have been included and taxed or assessed in said district.

5. The actual acreage of the lands described irrigable from the reclamation system of said district.

6. The excess of acreage complained of.

7. The amount of taxes previously paid on such excess acreage.

8. A general statement of the exact nature of the relief sought and the grounds therefor.

(d) That upon the filing of such petition, summons shall be issued thereon and served upon all the parties defendant thereto with a copy of the petition attached thereto in the same manner and in the same form as are issued in civil actions.

(e) That whenever the bond-holders of any district who are necessary parties to such a proceeding are unknown, they may be joined as the unknown bond-holders of said district, and whenever said bond-holders are unknown or any necessary party thereto can not after due diligence be found within the State of Montana, service upon such party or parties including said bond-holders may be had by publication of a summons which shall be obtained, issued, and published in the same manner as a published summons in a civil action.

(f) That the provisions of the Code of Civil Procedure of the State of Montana and the rules of pleading and practice applicable to civil actions generally shall apply so far as applicable to this proceeding.

(g) That if the allegations of such petition be denied, the District Court shall, when the time for appearance of the parties defendant thereto has expired and said parties have appeared by answer or made default, proceed to hear and determine the issues in said proceedings as joined.

(h) Upon the hearing of said petition, the Court shall, by its decree, fix and determine the irrigable acreage contained in the lots, tracts or parcels of land complained of and the acreage so fixed by such decree shall be the acreage upon which all assessments of said lands in said irrigation district shall thereafter be based, and upon said hearing the Court shall determine the amount of taxes, if any, which have theretofore been levied and assessed upon any excess or non-existent acreage, and shall enter judgment in favor of the owner or holder thereof and against said district for the excess of taxes theretofore collected by said district, or shall cancel such excess of taxes theretofore collected by said district, or shall cancel such excess if the same shall not have been collected for the benefit of said district: Provided, however, that no judgment for the recovery of excess taxes shall be entered against any district until there shall have been deducted therefrom any unpaid valid taxes and assessments levied and assessed for the benefit of said district against the lands described in said petition and all sums so recovered shall bear interest at the rate of eight per cent per annum from the date of payment by the land holder, and said judgment shall bear legal interest from the date of entry; and the judgment so rendered may be paid by warrants or funds of said district, or if the plaintiff shall so elect, may be credited upon future taxation upon said lands, and costs shall be allowed to the plaintiff in the same manner as other civil actions.

(i) From any such judgment or decree an appeal may be taken to the Supreme Court by any party thereto at any time within ten days of the entry of said judgment or decree. Such appeal shall be taken, perfected, and heard in the manner prescribed by the Civil Code of Procedure governing appeals from the District Court to the Supreme Court. If no such appeal be taken within the time aforesaid, or if taken, the judgment or decree of the District Court shall be affirmed by the Supreme Court, such judgment or decree shall be forever conclusive upon the parties thereto.

Report adopted. Referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred as follows:

Senate Bill No. 142, introduced by Galloway: A Bill for an Act entitled, 'An Act describing the salary of certain Deputy State Officers,' referred to the Committee on Mines and Mining.

Senate Bill No. 143, introduced by O'Shea: A Bill for an Act entitled, 'An Act to amend Section 2004 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, by empowering school trustees to expend surplus in general school fund for retiring bonds, acquiring or improving sites, or erecting or improving school buildings,' referred to Committee on Education.

Senate Bill No. 144, introduced by Edwards: A Bill for an Act entitled, 'An Act to abolish betting on horse races at the Montana State Fair and to provide that the Counties of the State may, by special or general election, determine whether or not betting on horse races shall be abolished in such counties,' referred to Committee on Judiciary.

Senate Bill No. 145, introduced by O'Shea: A Bill for an Act entitled, 'An Act to repeal Chapter 134, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to provide for a Deputy State Coal Mine Inspector, to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary",' referred to Committee on Mines and Mining.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were read today first and second times and referred as follows:

House Bill No. 38, introduced by Lemmon, being a Bill for an Act entitled, 'An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of Montana of 1907,' referred to Committee on Stock Growing and Grazing.

House Bill No. 168, introduced by Vidal, being a Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' referred to Committee on Judiciary.

House Bill No. 177, introduced by Hedrick, being a Bill for an Act entitled, 'An Act to amend Section 8416 of the Revised Codes of the State of Montana of the year 1907, relating to gambling,' referred to Committee on Public Morals.

House Bill No. 189, introduced by Rundle, being a Bill for an Act entitled, 'An Act to compel abstractors of title to real estate to file a bond for the protection of those with whom they deal, and to procure a seal; to provide for the issuance of a certificate of authority to such abstractors; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act,' referred to Committee on Judiciary.

House Bill No. 208, introduced by Committee on Ways and Means, being a Bill for an Act entitled, 'An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916,' referred to Committee on Judiciary.

House Bill No. 223, introduced by Appropriations Committee, being a Bill for an Act entitled, 'An Act appropriating the sum of thirty-four Hundred (\$3,400.00) Dollars, or so much thereof as may be necessary, for the payment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana,' referred to the Committee on Finance and Claims.

House Bill No. 216, introduced by Appropriations Committee, being a Bill

for an Act entitled, 'An Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain Inspection Department prior to March 1st, 1915,' referred to Committee on Agriculture and Manufacture.

House Bill No. 218, introduced by Dwight N. Mason, being a Bill for an Act entitled, 'An Act to amend Section XI, of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of Montana and relating to the transcribing of records from an old county to a new county,' referred to Committee on Counties, Towns and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 128, by Oliver, being a Bill for an Act entitled, 'An Act to amend Section 3350 of the Revised Codes of Montana, 1907, relating to duties of County Assessors,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also, Senate Bill No. 93, by Willett, being a Bill for an Act entitled, 'An Act to prohibit the employment of males of the Negro or Asiatic Races with females of the Caucasian or white race, and providing a penalty for the violation thereof,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Also Senate Bill No. 131, by Parker, being a Bill for an Act entitled, 'An Act to amend Section 194, Revised Codes, 1907, relating to the salary of the Attorney General,' today reported said Bill with the recommendation that it do pass with the following amendment:

In the seventh line of Section 1, after the word 'is' strike out the words and figures, 'Six Thousand Dollars (\$6,000.00) and insert in lieu thereof the words and figures, 'Four Thousand Five Hundred Dollars (\$4,500.00).'

Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 132, by Junod, being a Bill for an Act entitled, 'An Act to amend Section 3236 of the Revised Codes of 1907 of Montana, relating to vacancies in offices, how filled and removal of officers,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 129, by Parker, being a Bill for an Act entitled, 'An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorneys General, and fixing the salaries,' today reported said Bill with the recommendation that it do pass with the following amendments:

In Section 1, in the sixth line, after the word 'of' strike out the words and figures, 'Four Thousand Dollars (\$4,000.00)' and insert in lieu the words and figures 'Three Thousand Dollars (\$3,000.00).' In the eleventh line of said section, after the word 'of' strike out the words and figures 'Two Thousand Five Hundred (\$2,500.00) Dollars' and insert in lieu thereof the words and figures 'Two Thousand One Hundred (\$2,100.00) Dollars.' In the fifteenth line of said section, after the word 'of' strike out the words and figures 'Fifteen Hundred (\$1,500.00) Dollars,' and insert in lieu thereof the words and figures 'Twelve Hundred (\$1,200.00) Dollars.' Report adopted. Bill referred to Printing Committee.

Also House Bill No. 206, by Johnson, being a Bill for an Act entitled, 'An Act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney at law, or counsellor at law, in any court of the State of Montana, unless duly admitted to practice by the Supreme Court of the State of Montana, and providing a penalty therefor,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Resolution No. 5, introduced by Clark, being 'A Memorial to the Congress of the United States



to secure an allotment of lands upon the Blackfeet Indian Reservation for the Cree Indians now living in Montana,' was today introduced and referred to the Committee on Public Lands.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, House Bill No. 25 was taken from General File and re-referred to Printing Committee, said Committee being ordered to reprint the Bill and include all the House Amendments, and that it be printed by Monday next, February 15, 1915, that Bill be again placed on General File and made a special order of business for Tuesday, February 16, 1915. Motion carried.

Also, that on motion, duly seconded, Senate Bill No. 45 was placed on General File, and made a special order of business for Tuesday, February 16, 1915. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 12th.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the introduction of Bills have this day been given:

By O'Shea: A Bill for an Act entitled, 'An Act to amend Section 2004 of Chapter 76 of the Laws of 1913, by empowering school trustees to expend surplus and general school funds for retiring bonds, requiring or improving sites, or erecting or improving school buildings.'

By Gallwey: A Bill for an Act entitled, 'An Act prescribing the salary of certain deputy State Officers.'

By O'Shea: A Bill for an Act entitled, 'An Act to repeal Chapter 134, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to provide for a Deputy State Coal Mine Inspector, and defining his duties, qualifications and salary".'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read first and second times and referred as follows:

Senate Bill No. 138, by Edwards: An Act to amend Section 6337 of the Revised Codes of Montana, and making women liable for jury service. Committee on Public Morals.

Senate Bill No. 139, by Darroch: An Act to create and appoint a commission, the duties of which are to report on the laws of this State relating to the administrative and executive departments, and to recommend to the next Legislative Assembly such changes in said laws as will bring efficiency and economy in the administration thereof and to provide for an appropriation for said commission. Committee on Judiciary.

Senate Bill No. 140, by Stevens: An Act to amend Section 1 of Chapter 12 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, 'An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof.' Committee on Agriculture.

Senate Bill No. 141, by Burlingame: An Act to define the widths of tires used upon vehicles traveling upon public roads, highways and streets in the State of Montana; providing for a penalty and the disposition of fines that may accrue therefrom, and providing a date upon which this Act shall become effective. Committee on Roads and Highways.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred as follows:

House Bill No. 105, by Rasmussen, being a Bill for an Act entitled, 'An Act



to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of probation officers in Judicial Districts, specifications of their duties, and providing for their compensation.' Referred to Committee on Judiciary.

Also House Bill No. 98, by McNally: An Act appropriating (\$2,400.00) Twenty-four Hundred Dollars, or as much as may be necessary to pay the salary and expenses of the custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana. Referred to Committee on Finance and Claims.

House Bill No. 127, by Mansur, an Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to Commission Form of Government for cities; providing for the election of officers therein; defining their duties and powers; and providing for their compensation. Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 160, by Fousek: An Act to amend Section 3214 of the Revised Codes of the State of Montana, 1907, relating to the extension of the corporate limits of any city or town. Referred to Committee on Counties, Towns, and Municipal Corporations.

House Bill No. 212, by Highways Committee: An Act to provide for the organization of special road districts in the several counties of the State; to provide for the election and appointment of directors and other officers for special road districts; prescribing their duties and regulating the government thereof; and to provide for the levy of taxes in special road districts and the disbursements of the special road district fund. Referred to Committee on Roads, Highways and Bridges.

House Bill No. 130, by Vidal: An Act to amend Sections 7, 10 and 11, Chapter 130, Session Laws of 1911, relating to the Sanitary condition of slaughter houses; the method of procedure in condemning diseased meats; the issuing of licenses by the State Board of Health, and the employment of special inspectors. Committee on Sanitary Affairs.

House Bill No. 311, by Appropriations Committee. An Act to appropriate money for the payment of per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana. Referred to Committee on Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Committees today appointed the following named Senators as the Senate Members of the Joint Steering Committee:

SENATOR EDWARDS, Chairman,  
SENATOR WILLIAMS,  
SENATOR ROBERTS,  
SENATOR BURLA,  
SENATOR LANE.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 98, by McNally, being a Bill for an Act entitled, 'An Act appropriating (\$2,400.00) Twenty-four Hundred Dollars, or as much thereof as may be necessary to pay the salary and expenses of the Custodian appointed under and by virtue of the provision of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 311, by Appropriations Committee, being a Bill for an Act entitled, 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills numbered 51, 64, 80 and 90, today reported said Bills have been correctly engrossed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open Session House Bills numbered 60, 148 and 66.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 15th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred House Bill No. 153, introduced by Lemmon, being a Bill for an Act entitled, 'An Act for the distribution to and among the several counties of the State of Montana entitled to receive the same, of the money derived from the National Forest Reserve in the State of Montana, now in the State Treasury or hereafter received under any Act or Acts of Congress; providing for the distribution by the Federal Government of moneys received from Forest Reserves or otherwise to any State for Road and School purposes,' today reported said Bill with the recommendation that it be concurred in with the following amendment:

Amend House Bill No. 153, by striking out all of Section 1 and substituting therefor Section 1 to read as follows:

'Section 1. The State Treasurer, for the purpose of carrying out the provisions of an Act of Congress of May 23rd, 1908, 35 United States Statutes at Large, page 260, and all Acts subsequent thereto, shall divide and distribute all forest reserve moneys received by the State of Montana thereunder, to and among the several counties entitled thereto, and pay the same to the several County Treasurers of such Counties within thirty days after receiving same, as directed by the State Auditor.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 117, by Fishbeck, being a Bill for an Act entitled, 'An Act concerning County Auditors; prescribing and enlarging their duties and powers, and transferring certain fiscal duties now performed by the County Clerk to the office of County Auditor; to provide for the appointment of Deputy Auditors in Counties of the fourth and fifth classes, and fix their compensation; prescribing certain duties of the State Examiner and the Board of County Commissioners in relation thereto; to amend Sections 2746, 2747, 2748, 2753, 2768, Sub-section 5 of Section 2896 and Sections 2987, 2996, 3007, 3104, 3108, 3179 and 3184, and to repeal sub-section 4 of Section 3045 and Sub-sections 1, 2, 4, 5 and 6 of Section 2953 of the Revised Codes of Montana of 1907,' today reported said Bill with the recommendation that it do pass with the following amendments:

Amend Section 14 by inserting on line six (6) thereof, after the words 'who shall' the word 'wilfully.'

Amend Section 16 by inserting in line one (1) thereof, after the word 'shall' the word 'wilfully' and also by inserting in line two (2) thereof, after the word 'or' and before the word 'shall' the word 'wilfully.'

Amend Section 20 by adding after the word 'Auditor' in the seventh or last line of said section the following words: 'in all counties in which it is provided by law that there shall be a County Auditor.'

Amend Section 30 by adding thereto, after the figures '1915' on line two (2) thereof, the following: 'provided, however, that the amendments and repeals in this Act set forth and provided, shall not take effect in counties having a total

assessed valuation of less than eight million dollars until such time as the Legislature shall create the office of County Auditor for such Counties.'

Amend Section 31 by inserting in line one (1) thereof, after the word 'herewith' the words 'except as herein otherwise provided.'

Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred House Bill No. 153, being a Bill for an Act entitled, 'An Act for the distribution to and among the several Counties of the State of Montana entitled to receive the same, of the money derived from the National Forest Reserve in the State of Montana now in the State Treasury or hereafter received under any Act or Acts of Congress providing for the distribution by the Federal Government of moneys received from Forest Reserves or otherwise to any State for road and school purposes,' today reported said bill with the recommendation that same do pass with the following amendments: Amend the title to read as follows: 'A Bill for an Act entitled, "An Act to provide for the distribution among the several counties of Montana, containing United States Forest Reserve Lands, all Forest Reserve moneys received from the general government for the benefit of such counties; to designate the fund in which the county treasurer in each county shall place said payments, and to fix the percentage of such payments in each fund; to correct errors of distribution of such funds heretofore or hereafter made".' Amend Section One by striking out all of said Section, after line 4 and inserting in lieu thereof the following: 'and to pay the same within thirty days thereafter together with any balance of such funds in his hands, to the several counties in which such Forest Reserve Lands are situated.' Amend Section 2 to read as follows: 'Section 2. The State Auditor shall apportion said Forest Reserve Funds between the several counties as follows, to-wit: All funds received from each Forest Reserve shall be apportioned between the counties in which such Forest Reserve is situated in proportion to the acreage of such Forest Reserve in each county, and the State Treasurer shall pay the several amounts so apportioned to the respective counties. Amend Section 3 to read as follows: 'The Forest Reserve funds so apportioned to each county shall be apportioned by the County Treasurer in each county between the several funds as follows: To the general road fund, 66 2-3 per cent of the total amount received. To the common school fund 33 1-3 per cent of the total sum received.' Amend by inserting the following as Section 4 and by renumbering the succeeding sections. 'Section 4. In the event of any error, or errors, heretofore or hereafter made in the apportionment or distribution of said Forest Reserve Funds, such error, or errors, shall be corrected by the State Auditor and State Treasurer equalizing future payments to the several counties so that the total proportionate sum received by each county shall be as fixed in Section Two of this Act.' Report adopted. Bill referred to the Printing Committee.

Also, a majority of your Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 9, introduced by Willett, today reported said resolution with the recommendation that the same do not pass. Report adopted.

Also a minority of your Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 9, introduced by Willett, today reported said Resolution with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 12th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred House Bill No. 161, introduced by Smith of Lewis and Clark, being a Bill for an Act entitled, 'An Act to provide for a system of criminal identification in the State of Montana: the duties of the sheriff and police officers in connection therewith; providing for the appointment of a Superintendent of Criminology; prescribing his duties and fixing his compensation,' today reported said bill with



the recommendation that it be concurred in with the following amendments: Amend Section 8 by striking out in line 45 the words 'and traveling expense' and by adding to said section the following: 'Whenever said Superintendent of Criminology is requested by the proper authorities of any county to aid in the identification of any person, or to testify as a witness in any criminal procedure, the county so calling him shall pay his necessary traveling expenses.' Report adopted.

Also House Bill No. 18, by Gallagher, being a Bill for an Act entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 178, being a Bill for an Act entitled, 'An Act accepting the terms and provisions of the Act of Congress, approved May 8th, 1914, relating to co-operative agricultural extension work,' today reported said bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF HOUSE BILLS.

On motion of Day the third reading of House Bills was dispensed with and the Journal was authorized to show that all House Bills had been read at length on Third Reading.

House Bill No. 240 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kelly, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—80.

Noes: Burns.—1.

Absent and not voting: Day, Graybeal, Harmon, Johnson, Kiley, Lemmon, Macdonald of Flathead, Mansur, Prosser, Scott, Shott, Smith of Lewis and Clark.—12.

Excused: Guinn.—1.

Title agreed to and bill transmitted to the Senate for concurrence.

Mr. Speaker in the Chair.

House Bill No. 241 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Carpenter, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Franklin, Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Hedrick, Hogan, Kelly, Kiley, Lemmon, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Moe, Moore, Nutting, Parker, Phillips, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Shrump, Wells, Wilde, Willis, Mr. Speaker.—54.

Noes: Booth, Burns, Cariher, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Healey, Henry, Higgins, Hills, Jorgenson, Lord, Lusk, Mansur, Minnick, Morris, Ostle, Rasmussen, Sedgwick, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wallin.—28.

Absent and not voting: Baldwin, Cavitt, Corr, Easton, Harmon, Johnson, Page, Rundle, Searles, Shott, Smith of Lewis and Clark.—11.

Excused: Guinn, Prosser.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 242, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Franklin, Gallagher,



Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Scott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wells, Wilde, Willis, Mr. Speaker.—75.

Noes: Booth, Fousek, Henry, Minnick, Ostle, Schmidt, Sedgwick, Taylor, Wallin.—9.

Absent and not voting: Baldwin, Cavitt, Foltz, Harmon, Kiley, Macdonald of Flathead, Rundle, Searles, Smith of Lewis and Clark.—9.

Excused: Guinn, Prosser.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 137 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—86.

Noes: Higgins, Wallin.—2.

Absent and not voting: Baldwin, Harmon, Rasmussen, Rundle, Sedgwick.—5.

Excused: Guinn, Prosser.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 202 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—83.

Noes: None.

Absent and not voting: Baldwin, Burnett, Burns, Crismas, Eliel, Macdonald of Flathead, Marsh, Rasmussen, Rundle, Sedgwick.—10.

Excused: Guinn, Prosser.—2.

Title agreed to and bill transmitted to the Senate for concurrence.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bill No. 267, beg leave to report that the same has been returned correctly printed."

On motion of Day the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Vidal in the Chair.

House resumed.

Speaker pro tem in the Chair.

Vidal from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 37, 'An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crop,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also Senate Bill No. 72, a Bill for an Act entitled, 'An Act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907 relating to Boards of

County Commissioners, by adding a new section numbered 2897A; providing a penalty for the violation of Section 2897 thereof,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it be not concurred in.

Also Senate Bill No. 48, a Bill for an Act entitled, 'An Act to amend Sections 8992, 9003 and 9006 of the Revised Codes of Montana of 1907, relating to removal of civil officers otherwise than by impeachment,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be not concurred in.

Also Senate Bill No. 68, a Bill for an Act entitled, 'An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also Senate Bill No. 53, a Bill for an Act entitled, 'An Act relating to compensation of attorneys for services in an action for the injury to or death of a person, and providing penalties for the violation thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be not concurred in."

On motion of Vidal the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, beg leave to report House Bill No. 139 as being correctly printed."

On motion of Day the house adjourned at 5:00 o'clock p. m. until 10:00 o'clock a. m., Thursday, February 18, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FORTY-SIXTH DAY.

Thursday, February 18, 1915.

#### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Guinn and Prosser.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-fifth day and find same to be correct."

On motion of Shott the report was adopted as read.

Mr. Speaker at this time announced that he was about to sign Senate bill no 73. Senate Bill No. 61, Senate Bill No. 57 and House Bill No. 311, and thereupon proceeded to sign the same in open session.

#### NOTICES OF BILLS.

The following notices of bills were given:

By Parker: A Bill for an Act entitled, "An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same."

By Parker: A Bill for an Act entitled, "An Act to limit the liability of a bank for non-payment of a check through error."

By Hedrick: A Bill for an Act entitled, "An Act to prohibit gambling on games played upon pool and billiard tables; to punish those who participate therein as well as those who conduct or carry on such games and to provide for early closing of all pool halls, bowling alleys and other places where pool is played."

By Baxter: A Bill for an Act entitled, "An Act amending the boundary lines between Sweet Grass and Meagher Counties."

By Jorgenson: A Bill for an Act entitled, "An Act requiring all persons who operate electric hoisting engines and air hoisting engines when used in lowering or hoisting men except in elevators in buildings, and all persons who operate electric driven air compressors of over twenty-five (25) horse power to obtain a license and prescribing qualifications, fees, and regulations therefor, and providing penalties for the violation of any of the provisions of this Act."

By Rixon: A Bill for an Act entitled, "An Act to amend Section 20 of the Act entitled, 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,' which was made a law by direct vote of the people of the State of Montana at the General Election held in the State of Montana on November 5th, 1912, which aforesaid Section 20 relates to the form of the official ballot and manner of voting at such elections for party nominations by direct vote."

By Rixon: A Bill for an Act entitled, "An Act to amend Section 3169 of the Revised Codes of 1907, relating to the fees of Clerk of District Court and providing for the collection of a fee for the issuance of a Marriage License."

By Dwyer: A Bill for an Act entitled, "An Act to amend Section 8662 of the Revised Codes of the State of Montana, relating to receiving stolen property."

#### REPORTS OF SELECT COMMITTEE.

Graybeal, Foltz and Booth, a Committee to draft Resolutions of Appreciation to the People of Bozeman, reported as follows:

"Mr. Speaker: We, your Committee appointed to draft Resolutions relative to the trip to Bozeman, beg leave to submit the following:

#### RESOLUTION.

Whereas, It is fitting that the Members of the Fourteenth Legislative Assembly, who made the trip to Bozeman, Saturday, February 13, as guests of the Gallatin Valley Commercial Club, should place on record their appreciation of the courtesies of which they were the recipients;

Therefore, Be It Resolved, That the thanks of the House of Representatives of Montana be, and are hereby tendered to the Gallatin Vally Commercial Club for arranging and conducting said excursion, to the faculty and students of the Montana College of Agriculture and Mechanic Arts, to the members of the Club and other citizens of Bozeman, who assisted in making the visit one to be remembered with pleasure, and to the railroad men who were in charge of the special train;

Resolved, That for the ladies of their party and for themselves, the Members of the Assembly do particularly thank the ladies of the College and the city, and the capable young lady students of the Domestic Science Department for the splendid entertainment given them;

Be It Further Resolved, That the visit brought to the Members of the Assembly, as in no other way could have been done so well, a knowledge of the importance of the Montana College of Agriculture and Mechanic Arts, of the value and efficiency of the practical education which it provides for the young men and young women of the State, and of its claims for adequate support.

On motion of Graybeal the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 311, beg leave to report same back as correctly enrolled."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 171 and 191, respectfully beg leave to report the same back to the House as correctly engrossed."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 17th, 1915, at 4:20 p. m. to His Excellency, the Governor, House Bills Nos. 81, 99, 126, 146 and 150, with duplicates for his approval."

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 355, by Committee on Highways, a Bill for an Act entitled, 'An Act relating to the compensation of County Surveyors, defining their duties; their qualifications; providing for qualifications of deputies and amending Section 3172 of the Revised Codes of Montana of 1907, respectfully beg leave to report that the same do pass.'

On motion of Healey, the report was adopted as read and the bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 65, introduced by Stevens, entitled, 'An Act prohibiting pooling in buying, selling, or handling grain, and providing penalties for the violation thereof,' respectfully beg leave to report that same be concurred in."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Steering Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, after having had under consideration House Bill No. 248, introduced by Scott, being a Bill for an Act entitled, 'An Act to provide for Electors, when registering, to declare their political affiliations, restricting their right to vote at primary elections to their party ticket so declared, providing for separate official ballots for each political party, for sample ballot, for distribution of the same, and repealing sections twenty and twenty-one of initiated Bill entitled, 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,' and adopted at the general election in November, 1912,' beg leave to report same back to the House with the recommendation that the Bill do not pass." On motion of Graybeal, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Election, after having under consideration House Bill No. 151, introduced by C. C. Guinn, being a Bill for an Act entitled, 'An Act to amend Section 20 of the law known as a Bill to propose by initiative petition a law to provide for party nominations by direct vote, relating to the official ballot, the form of and the manner of voting at primary elections,' beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of Graybeal, the report was adopted as read.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 310, a Bill for an Act entitled, 'An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to fees to be collected by County Clerks, as amended by the Legislative Assembly of the State of Montana in 1911, respectfully beg leave to report that the Bill be reported back to the House with the recommendation that it do not pass." On motion of Mason, the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Election, having had under consideration House Bill No. 187, introduced by E. O. Hedrick, being a Bill for an Act entitled, 'An Act to amend Sectionn 2 of the Primary Election Law providing for party nominations by direct vote, initiated and passed by the people of Montana at the General Election of November, 1912, changing the time of holding the Primary Nominating Election to elect State and County officers, from 70 days preceding the General Election to the third Tuesday in June,' beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of Graybeal, the report was adopted as read.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills number 236, 256, 271, 277, 301, 317, 318, 322, 325, 332, 333 and 334, beg leave to report that the same have been returned correctly printed."



Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 326, a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 5, Article XVI of the Constitution of the State of Montana, relating to the terms of County officers,' respectfully beg leave to report that the Bill be reported back to the House with the recommendation that it do pass."

On motion of Mason, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 303, being a Bill for an Act entitled, 'An Act to create the office of State Horticulturist, etc.,' respectfully beg leave to report said Bill back to the House with the recommendation that the same be printed and referred to General Orders."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

### INTRODUCTION OF BILLS.

The following Bills were introduced: (Day and Willis were each given permission to introduce a Bill without previous notice and Burnett was allowed to introduce a House Joint Memorial without previous notice.)

House Bill No. 374, by Prosser: A Bill for an Act entitled, "An Act to amend Sections 3175 and 3176 of the Revised Codes of Montana of 1907, relating to fees of Justices of the Peace."

House Bill No. 375, by Prosser: A Bill for an Act entitled, "An Act to amend Section 3177 of the Revised Codes of Montana of 1907, relating to fees of Constables."

House Bill No. 376, by Bompert: A Bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains to be known as the Twin Buttes Game Preserve, for protection of Game Animals and Birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve."

House Bill No. 377, by Day: A Bill for an Act entitled, "An Act to amend Subdivision of Section 2 and Section 3 of Chapter 83 of the Laws of the Thirteenth Legislative Assembly, relating to the regulation of sale of articles by weight, measure, or numerical count."

House Bill No. 378, by Smith: A Bill for an Act entitled, "An Act to punish the making or use of false statements to obtain property or credit."

House Bill No. 370, by Willis: A Bill for an Act entitled, "An Act providing for the regulation and control of domestic and foreign Fraternal Benefit Societies, Associations and Corporations in the State of Montana."

House Bill No. 380, by Sullivan (By request): A Bill for an Act entitled, "An Act to amend Section 8369, Revised Codes of Montana of 1907, with reference to the observance of Sunday."

House Joint Memorial No. 8, by Burnet: To the Honorable Senate and House of Representatives of the United States in Congress assembled, relating to the leasing of mineral lands for the exploration and development of coal, oil and gas resources in the State of Montana.

### READING OF HOUSE BILLS.

House Bill No. 374 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 375 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 376 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 377 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 378 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

House Bill No. 379 read first and second time by title only and referred to the Committee on Insurance.

House Bill No. 380 read first and second time by title only and referred to the Committee on Judiciary.

House Joint Memorial No. 8 read first and second time at length and referred to the Committee on State Lands.

#### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 18, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 1, 'An Act providing for indeterminate sentences of persons convicted of crime, and for the parole of such persons, and prescribing the duties of officials in connection therewith.'

No. 99, 'An Act to provide for the establishment of heirship and quieting of title to real property in case of the granting of land in the State of Montana by the Federal Government, to the heirs of a deceased entryman.'

No. 126, 'An Act to amend Section 2081 of the Revised Codes of the State of Montana, providing for the establishment of fire limits in any unincorporated city or town, and for the levy of taxes therein for fire purposes, and the disbursement thereof.'

No. 146, 'An Act to provide for the recovery of attorneys fees in an action to establish a claim for salary or wages.'

No. 150, 'An Act to amend Section 6382 of the Revised Codes of the State of Montana of 1907, relating to the qualifications for admission to practice law.'

S. V. STEWART, Governor."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate.

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 17, introduced by Rixon, being a Bill for an Act entitled, 'An Act authorizing city and town councils to buy or condemn real estate, whether inside or outside of the corporate limits of the city or town, for park purposes, and to issue bonds of the city or town, for the purpose of paying for and improving such parks,' having been read first and second time and referred to Committee on Counties, Towns and Municipal Corporations, said Committee reported that the Bill be not concurred in. Report adopted and Bill herewith returned.

Also House Bill No. 160, introduced by Fousek, being a Bill for an Act entitled, 'An Act to amend Section 3214 of the Revised Codes of the State of Montana, 1907, relating to the extension of the corporate limits of any city or town,' having been read first and second time and referred to Committee on Counties, Towns and Municipal Corporations, said Committee recommends that Bill be not concurred in. Report adopted. Bill herewith returned.

Also House Bill No. 127, introduced by Mansur, being a Bill for an Act entitled, 'An Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to commission form of Government for cities; providing for the election of officers therein; defining their duties and powers and providing for their compensation,' having been read first and second time and referred to Committee on Counties, Towns and Municipal Corporations, said Committee recommend that Bill be not concurred in. Report adopted and Bill herewith returned.

Also House Bill No. 130, introduced by Vidal, being a Bill for an Act entitled, 'An Act to amend Sections 7, 10 and 11, Chapter 130, Session Laws of 1911, relating to the Sanitary Condition of Slaughter Houses; the method of procedure in condemning diseased meats; the issuing of licenses by the State Board of Health; and the employment of Special Inspectors,' having been read first and second time and referred to Committee on Sanitary Affairs, said Committee recommend that Bill be not concurred in. Report adopted and Bill herewith returned.

Also House Bill No. 25, introduced by Kelly, being a Bill for an Act entitled, 'An Act to provide for the creation, organization and classification of new

counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' having been read first and second time and placed on Special Orders February 16, 1915, for consideration of the Committee of the Whole. Committee of the Whole recommend enacting clause be stricken from the Bill. Report adopted. Bill herewith returned.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 311, having been read three several times and concurred in, is herewith returned, title being 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana.'

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill, having been read three several times and passed, is herewith transmitted for your concurrence:

Senate Bill No. 7, by Whiteside, entitled, 'An Act to promote the distribution of improved seed grain by authorizing the County Commissioners in any County to purchase such seed grain and distribute the same among residents of the County.'

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 153, having been read three several times and concurred in as amended is herewith returned for your concurrence in Senate Amendments.

House Bill No. 153, entitled 'An Act to provide for the distribution among the several Counties of Montana containing United States Forest Reserve Lands, all Forest Reserve moneys received from the General Government for the benefit of such counties; to designate the fund in which the county treasurer in each county shall place said payments, and to fix the percentage of such payments in each fund; to correct errors of distribution of such funds heretofore or hereafter made.'

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, February 17th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 45, by McCone, being A Bill for an Act entitled, 'An Act amending Chapter 112 of the Session laws of the Twelfth Legislative Assembly of 1911, as amended by Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913; providing for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties; and providing penalties for the violation thereof,' today reported that said Bill do pass with the following amendments:

Amend title so as to read as follows:

'A Bill for an Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof, and to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, and Chapter 133 and Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913.'



Amend Section 1 by striking out all of lines 13, 14 and 15 after the word 'act' in line 13.

Amend Section 1, line 10, by changing the following: '18 miles' to '20 miles.'

Amend Section 1, page 2, line 11, after the word 'divided' by inserting the following: 'Provided that such county line may be run within a distance of ten miles of a county seat in cases where the natural contour of the country, by reason of mountain ranges or other topographical conditions, are such as to make it difficult to reach any county seat, and in such cases a petition signed by at least sixty-five per cent of the voters in the proposed new county shall be presented to the Judge of the District Court in which the county affected is located, asking for the appointment of a commission of five disinterested persons who shall determine if the topographical conditions are such as to warrant the fixing of county division lines closer than at twenty miles from the county seats.'

Amend Bill by striking out in all places where it occurs, the words '18 miles' and inserting in lieu thereof the words '20 miles.'

Also, by striking out in all lines the words 'valuation of five million and three million assessed valuation exclusive of railroad valuations,' and inserting in lieu thereof the words 'valuation of eight and five million inclusive of all assessed valuation.'

Also, by striking out wherever they occur in the Bill as relating to the new county, the words and figures 'Twelve Hundred (1200).'

Also change wherever they occur in the Bill as relating to the old county, the words and figures 'Sixteen Hundred (1600),' and inserting in lieu thereof the words and figures 'Twelve Hundred (1200).'

Amend Section 2 by striking out in line 142 the words 'eighteen' and inserting in lieu thereof the word 'twenty' and adding after the word 'divided' the words 'except as hereinbefore in this Act provided.'

Amend Section 2 by striking out in line 49 the word 'eighteen' and inserting in lieu thereof the word 'twenty.' Add after the word 'divided' the words 'except as hereinbefore in this Act provided.'

Amend Section 2 by striking out lines 62 and 63.

Amend Section 2 by striking out all of lines 152 and 153 of sub-division 7 and renumbering sub-division to conform therewith.

Amend Section 2 by striking out lines 140 and 141.

Also in lines 166, 167 and 168 by striking out the following: 'Provided that no change or changes shall be made which will divide or intersect any surveyed township by the boundaries of the proposed new county; and'.

Also, line 149, by striking out the words and figures 'Sixteen Hundred (1600),' and inserting in lieu thereof the words and figures 'Twelve Hundred (1200).'

Amend Section 3 by striking out in lines 192, 193 and 194 the following clause; 'and that the area of the proposed new county contains at least twelve hundred (1200) square miles of surveyed land.'

Also, in lines 191, 192, 193 and 194, strike out the following; 'And that the boundaries of the proposed new county do not divide or intersect the boundaries of any surveyed township, and that the area of the proposed new county contains at least Twelve Hundred (1200) square miles of surveyed land.'

Amend Section 5 in line 331, by adding after the word 'provided' the following:

'Provided that all duly elected qualified and acting officers of the county or counties who may reside within the proposed new county shall be deemed to be officers of said proposed new county, if they file with the Board of County Commissioners, whose duty it shall be to call the election within five days after the final hearing and determination of said petition for such proposed new county, their intention to become officers of said proposed new county and the Board of County Commissioners issuing the proclamation of any election, as in this Act provided, shall omit providing for election for any such officers as may have filed their declaration as herein provided; and'

Amend Section 7, line 446, by adding after the word 'county' the following:

'Against property situated in the new county shall be transcribed in and collected by the new county,' and striking out the balance of the said section.

Amend Section 11 in line 503 by adding after the word 'law' the following:

'Providing that all chattel mortgages, renewals of chattel mortgages, articles



of incorporation, contract notes, sheriff certificate of sale, liens and original affidavits of registration may affect or relate to property or persons situated within the new county shall be the County Clerk of the old County delivered to the County Clerk of the new county as permanent files of such new county.'

Amend Section 16 by adding after the word 'thereof' in line 531, the following:

'but the provisions of this Act shall be deemed in full force and effect so far as they may affect any proposed new county now in process of creation unless said County can comply with the requirements of this Act, and it is hereby made the duty of the County Commissioners which may have ordered any election in pursuance of existing laws to immediately make an order annulling and setting aside all further proceedings in relation to such proposed new county, including an order to nullify and set aside any election as provided in this Section, any bond which may have been given in pursuance with the provisions of law relating to the costs of the election for the creation of any proposed new county shall be deemed void and no liability shall be incurred thereunder.'

Report adopted. Bill referred to Printing Committee.

Also House Bill No. 25, by Kelly, being A Bill for an Act entitled, 'An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that the enacting clause be stricken out. Report adopted.

Also House Bill No. 311, by Appropriations Committee, A Bill for an Act entitled, 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the introduction of Bills, have this day been given:

By Cato: An Act to provide for the nomination and election of the Superintendent of Public Instruction, and of the County Superintendent of Schohols on a non-partisan school ticket, and to prevent the nomination or election of candidates for such offices on any other ticket.

By Roberts: An Act to amend Section 8555 of the Revised Codes of the State of Montana of 1907, relative to the sale of liquors at retail within five miles of grading and other camps.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Also Notice

By Burla: An Act to amend Section 1416 of the Revised Codes of Montana of 1907, relating to Public Bridges and defining the word 'Bridge.'

NATHAN GODFREY.

"Senate Chambers, Helena, Montana, February 17th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, Senate Bill No. 57 and Substitute for Senate Bill No. 61.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced in the Senate, read first and second times, and referred as follows:

Senate Bill No. 146, by Annin: An Act to establish a twine factory at the State Prison; to empower the warden, with the approval of the Board of Prison Commissioners, to purchase and install machinery and building material; to provide for the employment of convicts; to purchase the raw material; to give the residents of the State preference in buying the twine therein produced; and to

appropriate sixty-five thousand (\$65,000.00) dollars to carry this Act into effect. Committee on Labor and Capital.

Senate Bill No. 147, by O'Shea: An Act to create free employment offices; to provide that the Commissioner of Labor and Industry shall be ex-officio State Employment Agent; and that the county clerks shall maintain offices wherein the worthy unemployed may register, and to define the duties of the county clerk and the Board of County Commissioners in relation thereto. Committee on Labor and Capital.

Senate Bill No. 148, by Byrnes: An Act concerning the advertising for bids and the letting of contracts by State and County officers, boards and commissions; providing that public records and files thereof be made and kept, and that biennial reports of the letting of all State contracts and the bids thereof be made to the Legislative Assembly; prescribing penalties for the violation of the provisions of this Act; defining the term 'lowest responsible bidder,' and repealing all Acts in conflict herewith. Referred to Committee on Finance and Claims.

Senate Bill No. 149, by Fishbeck: An Act providing for the creation of herd districts; prescribing the manner of the creation thereof, and prohibiting the running of livestock at large therein, and providing a penalty for the violation of same. Committee on Stock Growing and Grazing. Introduced without previous notice by unanimous consent of Senate.

Senate Bill No. 150, by Brower: An Act to change the boundary of Missoula and Powell Counties, Montana, and to take a certain part of Powell County therefrom and add the same to Missoula County. Committee on Counties and Towns. Introduced without previous notice by unanimous consent of Senate.

Senate Bill No. 151, by Junod: Introduced without previous notice by unanimous consent of the Senate. An Act to repeal Section 801 of Chapter VIII and to amend Sections 1500 and 1501 of Chapter XV, and Section 2104 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the tenure of office of Superintendents of schools in districts of the first and second classes, and of principals of schools, their qualifications, the method of election of county high school trustees and their powers and duties. Committee on Education.

Senate Bill No. 152, by Brower: An Act prohibiting rebating and discrimination, and providing penalties therefor, and repealing Sections 11, 12, 13 and 14 of Division 1, Part 4, Title 3 of the Revised Codes of Montana of 1907. Referred to Committee on Insurance.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 165, by Lusk, being a Bill for an Act entitled, 'An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner, and fixing the penalty for the violation thereof,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 160, by Fousek, being a Bill for an Act entitled, 'An Act to amend Section 3214 of the Revised Codes of Montana, 1907, relating to the Extension of the Corporate Limits of any city or town,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 127, by Fousek: being a Bill for an Act entitled, 'An Act to amend Sections 12 and 21 of Chapter 57 of the Session Laws of the State of Montana of 1911, relating to Commission Form of Government for cities; providing for the election of officers therein; defining their duties and powers, and providing for their compensation,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 17, by Dixon, being a Bill for an Act entitled, 'An Act authorizing city and town councils to buy or condemn real estate whether inside or outside of the corporate limits of the city or town for park purposes, and to issue bonds of the city or town, for the purpose of paying for and improving such parks,' today reported said Bill with the recommendation that it be not concurred in. Report adopted.

Also House Bill No. 224, by Committee on Affairs of Cities, Substitute for House Bill No. 71, by Marsh, being A Bill for an Act entitled, 'An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposition of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing for a referendum of said Act, and providing the time when said Act shall take effect,' today reported said Bill with the recommendation that it be concurred in with the following amendments:

Amend Section 1 by striking out the words 'under any pretense whatever' and inserting in lieu thereof, the words 'except as herein expressly provided.'

Amend Section 2 by substituting in lieu of the figures '1919' the figures '1918.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17th, 1915."

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, having had under consideration House Bill No. 218, introduced by Dwight N. Mason. A Bill for an Act entitled, 'An Act to amend Section XI of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana and relating to the transcribing of records from an old county to a new county,' today reported same for passage with the following amendments:

House Bill No. 218, in line 7, commencing with the word 'provided' and lines 8, 9, 10 and 11 to the words 'original records' be stricken out, and that the following be inserted in lieu thereof: 'provided that all roads, plats and petitions, chattel mortgages, renewals of chattel mortgages, articles of incorporation, lis-pendens, contract notes, sheriff's certificates of sale, mechanic's liens, and original affidavits of registration, which may affect or relate to property or persons situated within the new county shall not be transcribed but shall be by the County Clerk of the old county delivered to the County Clerk of the new county, taking his receipt therefor, and be preserved by said County Clerk of the new county as permanent files of such new county.'

Also Senate Bill No. 115, introduced by Brownlee: A Bill for an Act entitled, 'An Act changing and defining the boundaries of Stillwater and Sweet Grass Counties,' and recommend same for passage with the following amendments:

Amend Section 1 of Senate Bill No. 115 to read as follows:

'Section 1. That there is hereby withdrawn from the territory of the County of Stillwater, Montana, of which it is now a part and annexed to and made a part of the County of Sweet Grass, Montana, the following described territory, to-wit: Sections five (5), Six (6), Seven (7), Eight (8), Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-nine (29), Thirty (30), Thirty-one (31), and Thirty-two (32) of Township Two (2) and also Townships Three (3) and Four (4) North of Range Eighteen (18) East of Montana Principal Meridian.

That there is hereby withdrawn from the territory of the County of Sweet Grass, Montana, of which it is now a part and annexed to and made a part of the County of Stillwater, Montana, the following described territory, to-wit: Unsurveyed townships Six (6) and Seven (7) South of range Fifteen (15) East and unsurveyed townships Six (6) and Seven (7) South of Range Fourteen (14) East, as the same will appear after official survey, the said townships lying and being situated at present in the extreme southeast corner of Sweet Grass County.'

Amend Section 2 of Senate Bill No. 115 to read as follows:

'The boundaries of Stillwater County are hereby so changed and defined as to exclude from the limits of said Stillwater County the territory first mentioned and described in Section One hereof hereby annexed to Sweet Grass County and the boundaries of said Sweet Grass County are so changed and defined as to include within the limits of said Stillwater County the territory so annexed to it and so as to exclude from the limits of said Sweet Grass County the territory mentioned and described in Section 1 hereof, which is hereby annexed and made a part of Stillwater County; and that otherwise the boundaries of said respective counties shall be and remain the same as heretofore.'



Amend Section 3 of Senate Bill No. 115 to read as follows:

'Section 3. That the net indebtedness of Sweet Grass County and of Stillwater County as the same shall exist on the date of the approval of this Act shall be first ascertained by deducting from the total indebtedness of each of said counties on said date the amount of all moneys on hand and the amount of all moneys belonging to each of said counties and said net indebtedness shall be apportioned between said counties of Stillwater and said county of Sweet Grass by apportioning to Sweet Grass County such part thereof as the amount of taxable property in the territory hereby annexed to Sweet Grass County bears to the entire amount of taxable property in Stillwater County, including that in the territory so annexed to Sweet Grass County; and by apportioning to Stillwater County such proportion of the indebtedness as the amount of taxable property in the territory hereby annexed to Stillwater County bears to the entire amount of taxable property in Sweet Grass County, including that in the territory so annexed to Stillwater County.'

Said amount of indebtedness shall be ascertained and apportioned by a commission consisting of the Chairman of the Board of County Commissioners of Sweet Grass County and Chairman of the Board of County Commissioners of Stillwater County, together with the Judge of the Sixth Judicial District of the State of Montana, which said commission shall meet at the Court House in the city of Big Timber on or before the 20th day of March, 1915, and shall take as the standard for said apportionment of said indebtedness the assessment for the year 1914 as fixed and determined by the Boards of Equalization of Sweet Grass and Stillwater Counties.'

Amend Section 4 of Senate Bill No. 115 to read as follows:

'Section 4. That upon adjustment of said indebtedness, it shall be the duty of the County Commissioners of the County which is found to be indebted to the other in consequence of the exchange of territory herein provided for, to cause to be made out, issued and delivered to the County Commissioners of the County sustaining loss in consequence of such exchange of territory and apportionment, bonds or warrants for the amount found to be due in accordance with the findings and report of such commission. In the event that County warrants are issued, if the same are not paid immediately upon presentation, they shall be endorsed by the County Treasurer of the County obligated "Not paid for want of funds" and shall thereafter draw interest as other County warrants.'

Amend Section 5 of Senate Bill No. 115 to read as follows:

'Section 5. It is hereby made the duty of the County Treasurer of Stillwater County to transfer and pay over on or before the first day of June, 1915, all moneys in said Stillwater County to the credit of school districts embraced within the limits of the territory hereby taken from said County of Stillwater and included in the County of Sweet Grass, which said moneys so transferred shall be held by the county of Sweet Grass to the credit and for the use of the same school districts as they formerly existed.

It is hereby made the duty of the County Treasurer of Sweet Grass County to transfer and pay over on or before the first day of June, 1915, all moneys in said Sweet Grass County to the credit of the school districts embraced within the territory hereby taken from said county of Sweet Grass and included within the County of Stillwater, which said moneys so transferred shall be held by the county of Stillwater to the credit and for the use of the same school districts as they formerly existed.'

Amend Section 6 of Senate Bill No. 115 to read as follows:

'Section 6. That the Judge of the Sixth Judicial District of the State of Montana, for his services in acting upon said commission, shall receive in addition to his salary as fixed by law, the sum of twenty (\$20.00) dollars per day for the time that he shall actually be employed in the work of said commission and also his necessary traveling expenses, which shall be paid as may be directed by said commission by either the county of Sweet Grass or the County of Stillwater, or in part by each of said counties upon presentation of verified claims to the Board of County Commissioners required to pay such expenses.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following for general orders:

House Bill No. 311, Senate Bills Nos. 49, 97, 103, 134, 116, 114, 108, 81, 63, 62, 136, 58, 54, 50, 34, 127.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Mileage, to whom was referred the mileage due the following named Senators, today reported as follows:  
W. S. Haley—Terry to Helena and return..... \$86.60  
H. A. Vagg—Saco to Helena and return..... 67.20

Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Numbered 111, 119, 106, 122, 120 and 1, today reported that said Bills had been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture, to whom was referred Senate Bill No. 140, introduced by Stevens, being A Bill for an Act entitled, 'An Act to amend Section One (1) of Chapter Twelve (12) of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof, today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to the Printing Committee.

Also House Bill No. 216, introduced by Appropriations Committee, being A Bill for an Act entitled, 'An Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain inspection department prior to March 1, 1915,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Banks and Banking, to whom was referred House Bill No. 21, introduced by Morris, A Bill for an Act entitled, 'An Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by national and state banks, and banking corporations, and the assessment for taxation purposes and the payment of taxes on shares of stock in national and state banks and banking corporations and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith,' today report same be concurred in as amended:

House Bill No. 21, in lines 4 and 5 after the word 'state' strike out the following words: 'trust companies and surety and fidelity companies organized under the laws of this State.'

House Bill No. 21, in line 17, strike out the word 'other companies' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 16, strike out the word 'company' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 17, strike out the word 'company' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 20, after the word 'or' strike out the word 'company' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 22, after the word 'or' strike out the word 'company' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 23, after the word 'or' strike out the word 'company' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 25, after the word 'or' strike out the words 'other company' and insert in lieu thereof the words 'banking corporations.'

House Bill No. 21, in line 30, after the word 'other' strike out the words 'monied capital' and insert in lieu thereof the word 'property.'

House Bill No. 21, in line 31, strike out the word 'the' and insert in lieu thereof the word 'such.'

House Bill No. 21, in line 31, strike out the word 'other.'

House Bill No. 21, in line 37, strike out the word 'other.'

House Bill No. 21, in line 38, strike out the word 'other.'

House Bill No. 21, in line 53, strike out the word 'other.'

House Bill No. 21, in line 62, strike out the word 'other.'

House Bill No. 21, in line 65, strike out the word 'other.'

House Bill No. 21, in line 69, strike out the word 'other.'

House Bill No. 21, in line 72, strike out the word 'other.'

House Bill No. 21, in line 77, strike out the word 'other.'

House Bill No. 31, in line 69, after the word 'the' strike out the word 'persons' and insert in lieu thereof the word 'officers.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, February 17th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred House Bill No. 38, introduced by Lemmon, being A Bill for an Act entitled, 'An Act appropriating money for the payment of a claim against the State of Montana for the loss arising from the slaughter of diseased animals, under the provisions of Section 1841 and 1842 of the Revised Codes of the State of Montana of 1907,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, February 17th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Substitute Senate Bill No. 61, entitled, 'An Act to amend Section 1791 of the Revised Codes of 1907, relating to marks and brands and making a recorded brand prima facie evidence of ownership,' and Senate Bill No. 57 entitled, 'An Act designating a day to be known as "Good Roads Day,"' beg leave to report that the same have been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

"Senate Chambers, Helena, Montana, February 17th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Sanitary Affairs, to whom was referred House Bill No. 130, introduced by Vidal, being a Bill for an Act entitled, 'An Act to amend Sections 7, 10 and 11, Chapter 130, Session Laws of 1911, relating to Sanitary Conditions of Slaughter Houses; the method of procedure in condemning diseased meats; the issuing of licenses by the State Board of Health; and the employment of Special Inspectors,' today reported said Bill with recommendation that it be not concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of Senate."

### THIRD READING OF SENATE BILLS.

Senate Bill No. 68, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gal-

lagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mason, Minnick, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—83.

Noes: None.

Absent and not voting: Bent, Choiniere, Collins, Easton, Macdonald of Flathead, Mansur, Marsh, Moe, Rundle, Searles—10.

Excused and not voting: Guinn, Prosser—2.

Title agreed and Bill returned to the Senate.

Speaker pro tem in the Chair.

Senate Bill No. 37, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harmon, Hawks, Healey, Hedrick, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McNally, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Rasmussen, Rixon, Sales, Schanck, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Taylor, Wells, Wilde, Willis—67.

Noes: Hall, Harper, Higgins, Hills, McCarthy, Nutting, Rainey, Sanderson, Schmidt, Scott, Sedgwick, Smith of Missoula, Stone, Wallin—14.

Absent and not voting: Bent, Collins, Easton, Hayes, McMahon, Mackel, Mansur, Rundle, Searles, Vidal, Mr. Speaker—11.

Excused: Guinn, Prosser—2.

Title agreed to and Bill returned to the Senate.

### THIRD READING OF HOUSE BILLS.

House Joint Memorial No. 5, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wells, Wilde, Mr. Speaker—84.

Noes: None.

Absent and not voting: Bent, Easton, Hedrick, Macdonald of Flathead, Mansur, Rundle, Searles, Vidal, Willis—9.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Joint Memorial No. 6, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker—82.

Noes: None.

Absent and not voting: Baldwin, Bent, Cariher, Easton, Foltz, Lemmon, Macdonald of Flathead, Mansur, Rundle, Searles, Willis—11.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 220, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Page, Parker, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Wallin, Wells, Wilde, Willis—81.

Noes: None.

Absent and not voting: Bent, Crismas, Lemmon, Mansur, Nutting, Ostle, Phillips, Rundle, Searles, Smith of Lewis and Clark, Vidal, Mr. Speaker—12.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 199, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Wallin, Wells, Wilde, Willis—82.

Noes: None.

Absent and not voting: Bent, Einsel, Hayes, Lemmon, Mansur, Ostle, Rundle, Searles, Smith of Lewis and Clark, Vidal, Mr. Speaker—11.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 185, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Rasmussen, Sales, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Wells, Wilde, Willis—74.

Noes: Coburn, Easton, Gallagher, Gladden, McDonald of Teton, Parker, Rainey, Rixon, Sanderson, Scott, Smith of Lewis and Clark, Wallin—12.

Absent and not voting: Hayes, Lemmon, Mansur, Rundle, Searles, Vidal, Mr. Speaker—7.

Excused: Guinn, Prosser—2.

Title amended by inserting after the word 'Home' the words 'and to repeal Chapter 93 of the Session Laws of 1913' and as amended agreed to and Bill referred to the Engrossing Committee to be promptly engrossed.

House Bill No. 156, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead,



Mackel, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—84.

None: Jorgensen—1.

Absent and not voting: Easton, Hayes, Hedrick, Mansur, Minnick, Rundle.  
Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 152, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—83.

Noes: Carpenter, Scott—2.

Absent and not voting: Flanigan, Hedrick, Mansur, Nutting, Rundle, Searles, Stone, Mr. Speaker—8.

Excused: Quinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

Hereupon the House Committee of the Joint Conference Committee on Compensation, a sub-committee of the Committee on Public Utilities and State Commissions, submitted their report, which was, on motion of Day, made a special order of business for 2:00 o'clock p. m., today.

House Bill No. 145, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Easton, Einsel, Fishbaugh, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—84.

Noes: None.

Absent and not voting: Doner, Eliel, Flanigan, Higgins, Mansur, Rasmussen, Rundle, Searles, Mr. Speaker—9.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

The Speaker pro tem at this time announced that he was about to sign House Bill No. 178, and thereupon proceeded to sign the same in open session.

House Bill No. 180, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—85.

Noes: None.

Absent and not voting: Bent, Eliel, Flanigan, Mansur, Morris, Rundle, Searles, Mr. Speaker—8.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 183, having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mason, Moe, Moore, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—78.

Noes: Anderson, Marsh, Minnick, Nutting—4.

Absent and not voting: Baldwin, Choiniere, Corr, Hedrick, Mackel, Mansur, Rundle, Scott, Searles, Mr. Speaker—11.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 207, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—84.

Noes: Bechtel, Buckley, Healey, Mackel—4.

Absent and not voting: Hedrick, Rundle, Scott, Searles, Mr. Speaker—5.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 235, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—84.

Noes: None.

Absent and not voting: Bompert, Day, Hawks, Johnson, Mansur, Rundle, Scott, Searles, Mr. Speaker—9.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 265, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott,

Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—83.

Noes: None.

Absent and not voting: Day, Dwyer, Gladden, Johnson, McDonald of Teton, Mansur, Rundle, Searles, Mr. Speaker—10.

Excused: Guinn, Prosser.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 191, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall Harper, Hedrick, Henry, Higgins, Hills, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde—67.

Noes: Bechtel, Buckley, Choiniere, Einsel, Fishbaugh, Fousek, Healey, Hogan, Jorgensen, Kiley, Mackel, Nutting, Page, Shott, Stone, Willis—16.

Absent and not voting: Day, Harmon, Hayes, Hawks, Johnson, Mansur, Rundle, Scott, Searles, Mr. Speaker—10.

Excused: Guinn, Parker—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 171, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schmidt, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—81.

Noes: Shrump—1.

Absent and not voting: Burnett, Day, Harmon, Hedrick, Johnson, Mansur, Rundel, Schanck, Scott, Searles, Mr. Speaker—11.

Excused: Guinn, Prosser—2.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House recessed at 12:30 o'clock p. m. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Speaker pro tem in the Chair.

The hour of 2:00 o'clock p. m. having arrived, the report of the Joint Committee on Compensation, being a sub-committee of the Committee on Public Utilities and State Commissions was considered.

Phillips, Chairman of the House Committee and Larson, Chairman of the Senate Committee, reported as follows:

"To the Senate and House of Representatives:

We, your Joint Committee, to whom was referred all compensation laws introduced in this Fourteenth Legislative Assembly respectfully beg leave to report as follows:

After extended hearing at which the representatives of employers and employes of the state expressed their views to the Committee on this important subject, we are prepared to set forth the reasons which determine our final action on the subject.

The primary question submitted to us for determination was whether the law which should meet our approval would be elective or compulsory. It was argued with much force on behalf of the advocates of the compulsory system that such a law would be more uniform in operation, more far reaching in its



protection of injured workmen and more just to those employers who sought to be fair with their employes, than any other system of compensation which we might adopt. We concede the force of all these arguments but we are constrained to admit that there is a grave doubt as to the constitutionality of any compulsory law. It was forcefully argued before our committee that the laboring people of Montana, who are perhaps more interested than any other class in the operation of the law, were willing to take all the chances on the question of the law's constitutionality.

We cannot support that line of reasoning. First, because we are not legislating in the interest of one class of people alone, and secondly, because such a statement on the part of the representatives of labor is not wholly supported by the facts. We believe that the last thing that an injured workman, or his dependents, should desire is uncertain or doubtful compensation which might be swept away and leave them divested of all rights by a decision of the Supreme Court of the United States.

That there is a difference in the opinion of courts and eminent lawyers upon this subject is conceded by all and in view of that fact we believe that we would not be justified in adopting any measure concerning the validity of which such a known doubt exists. For these reasons, and no other, we have endorsed the elective form of compensation, believing that such a law will be in effect compulsory, as no prudent employer can afford to refrain from availing himself of the provisions of this Act. With this common law and statutory defenses removed, it would, indeed be hazardous for any employer, operating in any of the hazardous occupations, to stand out from under the operation of the law; even if he should do so his employes still enjoy much greater right than they do under the existing system for in case of injury any such employer could scarcely escape responsibility to the injured workman or his dependents. Under the present law such an employer will escape liability in a large percentage of the cases of injury through availing himself of the defenses of assumption of risk, fellow servant doctrine or contributory negligence, but under the law which we propose these defenses will all be taken away from him. Further than this, no legislative enactment can go without clearly contravening the Fourteenth Amendment of the Federal Constitution.

The second question which we were called upon to determine was the schedule of compensation which should prevail in the proposed bill. That we found to be a different problem. The representatives of labor contended for a high schedule of compensation, while the employer contended for a more moderate schedule.

In the consideration of this subject, we were not unmindful of the fact that the whole subject of compensation laws is in its infancy and that it would be well to proceed in this matter with some degree of caution. No compensation schedule which this Assembly can adopt will ever reimburse the maimed and injured employe for his pain and suffering and loss and in common with all right thinking people, we regret our inability to endorse a schedule that would be approved by our sympathies rather than our reason. However, if we take into consideration the available statistics showing the percentage of accidents in industries and calculate therefrom the sums of money to become due under any of the proposed compensation laws, the stupendous totals of such compensation when reckoned over a period of years will suggest to the most enthusiastic advocate of liberal compensation, the necessity of a degree of caution.

In making any comparison between the drain on industries due to accidents under existing conditions and under the operations of a compensation law, it should be borne in mind that under the present system relatively very few accidents are ultimately charged against the employer and even though he is sometimes held liable for a large sum in damages, the average by comparison with any suggested schedule of compensation is very low. In addition to this, under a system of compensation, all accidents extending over a greater period than two weeks will be charged upon him for medical and surgical services. In practical operation, under the present condition, the employe who is slightly injured makes no claim for his injuries and suffers his loss, including loss of wages, in silence believing that a claim for damages might jeopardize his future employment. Under a compensation law that condition no longer prevails and the statistics of those states which have a compensation law show a surprising percentage of



all the cost of compensation law is paid for the lesser injuries. We think the employes of this state, or at least their representatives before this joint committee, failed to give the fact the consideration to which it is entitled.

A third factor which we took into consideration in arriving at our decision is the necessity for legislation that will be so complete and specific in its terms as to leave as little as possible to the determination of any court proceedings. We are fully convinced that both the employe and the employer want to know as nearly as possible their exact rights under any legislation which we adopt.

On deliberate consideration of all of the foregoing factors, we unqualifiedly endorse to you substitutes for Senate Bill number 74 and House Bill No. 136, by Hogan and Eliel—the basis of which is Senate Bill Number 74 with amendments taken in substance from House Bill Number 136, increasing death benefits, from three hundred and fifty to four hundred weeks, thereby adding Five Hundred Dollars to the maximum and also compensation in cases of permanent or total disability which provided for payments for four hundred weeks by adding Five Dollars per week for the remainder of life.

At the request of the railway employes and with the approval of the representatives of railroads, we have substituted for Section 17(e) the following:

'Section 17(e). The provisions of this Act shall not apply to any railroads engaged in interstate commerce except that railroad construction work shall be included in the subject to the provisions of this Act.'

We take the liberty of suggesting to the members of this Assembly, and through you to the people of Montana, that this vitally important subject should receive the careful consideration of all of our citizenship and that no spirit of ill will or animosity should enter either the public or private discussion of this enactment. In order to be most efficiently administered after its enactment it should have the vigorous hearty moral support of the entire community, leaving to the future such modification and improvements as increasing knowledge will later suggest. It is one of the might factors that ought to lead to industrial peace, a condition greatly to be desired by every good citizen. To accomplish that result, however, we should be impartial and dispassionate in our consideration of the subject and neither the employer nor the employes should have any public encouragement in any effort to discredit whatever may prove to be the final judgment of this Legislative Assembly.

The people of the State of Montana expect of this Assembly the enactment of a compensation law. We will be derelict in our duty if we fail to enact such a measure. The proposed law is necessarily of great length and any amendments would have to be considered in their relation to the provisions of the entire act, and their proper consideration would require considerable time and, perhaps, the recommitment of the bill to a committee. Such a course might imperil the final enactment of the law.

We therefore strongly urge that the bill as approved by your Committee be adopted without amendment."

#### MINORITY REPORT.

Johnson, a minority of the Committee on Compensation, being a sub-committee of the Committee on Public Utilities and State Commissions, reported as follows:

"Mr. Speaker: We, a minority of your Committee on Compensation, being a sub-committee of the Committee on Public Utilities and State Commissions, hereby report, having had under consideration House Bill No. 132, introduced by W. H. Kelly of Custer County, and report the same back to the House with the recommendation that the same do pass, and further recommend that the report of said Committee on Compensation be not adopted.

Phillips moved the adoption of the majority report.

Johnson moved as a substitute therefor the adoption of the Minority Report.

Higgins moved as an amendment to Johnson's motion, that the further consideration of the report of the Committees be deferred until 2:00 o'clock p. m., Saturday, February 20, 1915, and that at that time, the consideration of the reports be made a special issue. Motion lost.

Johnson's motion to adopt on the Minority report was lost by the following vote:

Ayes: Bechtel, Booth, Buckley, Corr, Fousek, Hayes, Healey, Higgins, Hills, Johnson, Jorgensen, Kelly, Mackel, Mason, Ostle, Rainey, Schmidt, Scott, Shott, Shrump, Smith of Missoula, Taylor—22.

Noes: Anderson, Baldwin, Baxter, Bent, Burnett, Burns, Cariher, Carpenter, Cavitt, Choiniere, Coburn, Collins, Corwin, Crismas, Day, Doner, Dwyer, Easton, Einsel, Eliel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hawks, Hedrick, Henry, Hogan, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Rasmussen, Rixon, Sales, Sanderson, Schanck, Searles, Sedgwick, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde and Willis—68.

Absent and not voting: Bompert, Rundle, Mr. Speaker—3.

Excused: Guinn, Prosser—2.

Phillips' motion to adopt the majority report was carried by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Buckley, Burnett, Burns, Cariher, Carpenter, Cavitt, Coburn, Collins, Corwin, Crismas, Day, Doner, Dwyer, Easton, Einsel, Eliel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hawks, Hedrick, Henry, Hogan, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Rasmussen, Rixon, Sales, Sanderson, Schanck, Searles, Sedgwick, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—71.

Noes: Bechtel, Booth, Corr, Fousek, Hayes, Healey, Higgins, Hills, Johnson, Jorgensen, Kelly, Mackel, Ostle, Rainey, Schmidt, Scott, Shott, Shrump—18.

Absent and not voting: Choiniere, Bompert, Rundle, Mr. Speaker—4.

Excused: Guinn, Prosser—2.

House Bill No. 381, Substitute for Senate Bill No. 74 and House Bill No. 136, introduced by Joint Committee on Compensation, A Bill for an Act entitled, "An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation; establishing the Industrial Accident Board, defining its powers and duties, and providing for a review of its awards," was read first and second time by title only and referred to the Printing Committee.

#### REPORTS OF STANDING COMMITTEES.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 18th.

Senate Bills Nos. 1, 69, 32, Senate Joint Memorials Nos. 3 and 8, House Joint Memorial No. 4 and House Bills Nos. 96, 197, 262, 190, 222, 102, 234, 101, 131, 119, 225, 113, 237, 129, 170, 243."

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Cariher in the Chair.

House resumed.

Mr. Speaker in the Chair.

Cariher from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 1, A Bill for an Act entitled, 'An Act to create a department of farm loans, and provide for the issuance of farm loan bonds, to facilitate the investment of savings in such bonds; to designate the state treasurer as commissioner of farm loans, and to appropriate money for the use of said department,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in as amended.

Also Senate Bill No. 69, 'A Bill for an Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the counties of Custer and

Fallon, and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto and to provide for the appointment, powers, duties, term and compensation of the Judge of said Sixteenth Judicial District,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in as amended.

Also Senate Bill No. 32, A Bill for an Act entitled, 'An Act to provide for the transfer and classification of the capital stock, election of Directors and the filling of vacancies on the Board of Directors of the Water Users' Association, organized under the laws of the United States, the laws of the State of Montana and the Reclamation Act of June 17th, 1902,' having had same under consideration, beg leave to report same back to the House with the recommendation that the same be concurred in.

Also Senate Joint Memorial No. 3, Memorializing the Congress of the United States to pass the necessary legislation for setting aside territory in Lincoln County, Montana, as a National Park, having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also House Joint Resolution No. 4, relating to a Highway through a corner of the Yellowstone National Park connecting certain interstate and County Highways, having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 96, a Bill for an Act entitled, 'An Act regulating the business of Banking, providing for the creation and regulation of Banking Corporations, creating the Department of Banking and prescribing the duties and fixing the salaries of its officers and employes and repealing Title II, Part IV of Division I of the Civil Code of Montana entitled, "Banks and Banking Corporations," being the provisions of Sections 3909 and 4015, both numbers inclusive, Revised Codes of Montana, 1907, and all Acts amendatory thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 197, a Bill for an Act entitled, 'An Act appropriating money for the restoration and maintenance of Old Fort Benton,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 262, a Bill for an Act entitled, 'An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 190, a Bill for an Act entitled, 'An Act to amend Sections 7 and 26 of Chapter 74 of the Session Laws of the Thirteenth Legislative Assembly, relating to the registration of electors in counties, cities, towns and school districts, and to repeal Section 41 of said Act,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 222, A Bill for an Act entitled, 'An Act to prevent an independent candidate from filing his petition for nomination to office after primary elections have been held for such office,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be referred to the Judiciary Committee."

On motion of Carlier, the report was adopted as read.

At the request of Page, Mr. Speaker reverted to Order of Business.

## REPORTS OF SELECT COMMITTEES.

Page, Willis and Rundle, the Committee to draft Resolutions on the death of Senator Allen R. Dearborn, reported as follows:

"Mr. Speaker and Members of the House of Representatives: We, the Committee appointed by you to draft Resolutions on the death of Honorable Allen R. Dearborn, member of the State Senate of the Fourteenth Legislative Assembly, respectfully submit the following:

Whereas, The grim reaper has entered the Halls of this Legislative Assembly and with his cold, relentless hand has taken from us a most distinguished and highly respecting member of the Senate, the Honorable Allen R. Dearborn, and



Whereas, The record of that sterling gentleman has already been written in the history of the State of Montana as one of honesty, sincerity, integrity and wisdom, and

Whereas, There will always linger in the minds of those who had the pleasure of knowing Senator Dearborn a memory filled with esteem and respect for his kind heart, his affable disposition and his never failing devotion to public duty and public welfare,

Therefore, Be It Resolved, That the House of Representatives of the Fourteenth Legislative Assembly take this opportunity of expressing their profound sorrow and conveying their heartfelt sympathy to the relatives of the deceased, and

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House of Representatives and that copies be furnished the press and relatives of the deceased."

On motion of Page, the report was adopted by a rising vote and the Committee was discharged from duty.

Mr. Speaker at this time announced that Fishbaugh would replace Ostle and Lord, Rundle, on the Select Committee to attend the funeral of Honorable Allen R. Dearborn at Philipsburg, on Friday, February 19th, 1915.

On motion of Hedrick, the House adjourned at 5:30 o'clock p. m. until 10:00 o'clock a. m., Friday, February 19th, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FORTY-SEVENTH DAY.

Friday, February 19, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Prosser, Page, Lord, Fishbaugh, Hills, Willis.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-sixth day and find same to be correct."

On motion of Shott, the report was adopted as read.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 18th, 1915 at 10:45 o'clock a. m., to His Excellency, the Governor, House Bill No. 311, and duplicate, for his approval."

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 361, introduced by Committee on Education, a Bill for an Act entitled, 'An Act to amend Section 2108 of Chapter 76 of the Session Laws of 1913, providing for a tax levy for County High School purposes,' beg leave to report back to the House with a recommendation that the Bill do pass."

On motion of Rainey, the report was adopted as read and the Bill was referred to the Printing Committee.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred Senate Bill No. 100, introduced by Committee on Stock Growing and Grazing, being a Bill for an Act entitled, 'An Act to define Criminal Trespass in certain cases and provide the punishment and Civil Liability therefor,' having had the same under consideration, report the Bill back with the recommendation that it be concurred in." On motion of Wells, the report was adopted as read and the Bill was referred to the Steering Committee.



Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred House Bill No. 327, introduced by Einsel, being a Bill for an Act entitled, 'An Act to amend Section 8861 of the Revised Codes of Montana, 1907, relating to dogging livestock,' having had same under consideration, report the Bill back with the recommendation that it do pass." On motion of Wells, the report was adopted as read and the Bill was referred to the Printing Committee.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred Senate Bill No. 83, introduced by Junod, being a Bill for an Act entitled, 'An Act to amend Section 8475 of the Revised Codes of the State of Montana, respecting the penalty to be imposed on account of the trespass of livestock contrary to the provisions of Section 8474 of the Revised Codes of the State of Montana,' having had the same under consideration, report the Bill back with the recommendation that same be not concurred in." On motion of Wells, the report was adopted as read and the Bill was returned to the Senate.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred Senate Bill No. 76, introduced by Asbridge, being a Bill for an Act entitled, 'An Act to define Estray and to provide for the disposition of Estrays,' having had the same under consideration, report the Bill back with the recommendation that same be concurred in.

On motion of Wells, the report was adopted as read and the Bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 380, introduced by Sullivan, a Bill for an Act entitled, 'An Act to amend Section 8369, Revised Codes of Montana of 1907 with reference to the observance of Sunday,' having had same under consideration, beg leave to recommend the Bill be amended as follows:

That the period following the last word in Section 1 be changed to a comma and the following words inserted after said comma 'and where no intoxicating liquors are sold,' and that as so amended the Bill do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 60, introduced by Kinney, a Bill for an Act entitled, 'An Act to amend Section 9204 of the Revised Codes of Montana of 1907, relating to demurrers,' having had same under consideration, beg leave to report same back with the recommendation that it be concurred in." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 375, introduced by Prosser, a Bill for an Act entitled, 'An Act to amend Section 3177 of the Revised Codes of Montana of 1907, relating to fees of constables,' having had same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 374, introduced by Prosser, a Bill for an Act entitled, 'An Act to amend Sections 3175 and 3176 of the Revised Codes of Montana of 1907, relating to fees of Justices of the Peace,' having had same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 261, being a Bill for an Act entitled, 'An Act appropriating money for the payment of the deficiency claim of Charles Z. Pond, account rendered the House of Representatives, Twelfth Legislative Assembly of the State of Montana,' beg leave to report said Bill back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read, and the Bill was referred to the Printing Committee.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 178, introduced by Harmon, beg leave to report same back as correctly enrolled."

Burnett from the Committee on State Lands reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred House Joint Memorial No. 7, introduced by Coburn, beg to report the same back to the House with the recommendation that the same do pass." On motion of Burnett, the report was adopted as read and the Bill was referred to the Printing Committee.

Burnett from the Committee on State Lands reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred House Joint Memorial No. 8, introduced by Burnett, beg to report the same back to the House with the recommendation that the same do pass." On motion of Burnett, the report was adopted as read and the Bill was referred to the Printing Committee.

Crismas from the Committee on Horticulture reported as follows:

"Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 369, 'An Act to provide for the eradication of Honey Bee diseases; to extend the duties of the State Entomologist to include Apiary Inspection; to authorize the destruction of diseased bees and establishment of District Quarantines; to prescribe that expenses incurred by the State in treating or destroying diseased bees for those who fail or refuse to comply with instructions shall be collected from the owner with the County Taxes; providing punishment for the violation of this Act and making it legal for Counties to appropriate money for Apiary Inspection,' respectfully beg leave to report as follows: That Bill be returned to House with the recommendation that the same do pass."

On motion of Crismas, the report was adopted as read and the Bill was referred to the Printing Committee.

Burnett from the Committee on State Lands, reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred House Bill No. 300, introduced by Burnett, entitled, 'An Act relating to State Lands and adverse possession thereof and providing that title to such lands shall not be obtained by adverse possession,' beg leave to report the same back to the House with the recommendation that the same do pass." On motion of Burnett, the report was adopted as read and the Bill was referred to the Printing Committee.

McNally from the Committee on Sanitary Affairs reported as follows:

"Mr. Speaker: We, your Committee on Sanitary Affairs, having had under consideration House Bill No. 313, by McNally, being a Bill for an Act entitled, 'An Act to prohibit the manufacture and sale of shoddy and mattress containing shoddy, and providing a penalty for the violation thereof,' beg leave to report the same back with the recommendation that it do pass." On motion of McNally, the report was adopted as read and the Bill was referred to the Printing Committee.

Nutting from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 33, introduced by Larson, entitled, 'An Act relating to indebtedness of Irrigation Districts,' beg leave to report the same back to the House with the recommendation that the same be concurred in and amended as follows:

In line 4 of Section 1, after the word 'district' add the following: 'except that for the purpose of organization or for any of the immediate purposes of this Act, or in order to meet the expenses occasioned by any calamity or other unforeseen contingency, the Board of Commissioners may, in any one year, incur an additional indebtedness not exceeding ten per cent of the assessed valuation of said district, and may cause warrants of the district to issue therefor, bearing interest at the rate not to exceed six per cent per annum.'

On motion of Nutting, the report was adopted as read and the Bill was referred to the Steering Committee.

Nutting from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred House Bill No. 278, introduced by Healey, entitled, 'An Act to provide that water rights to irrigated lands shall pass to the grantee of the land without mention of said water rights, and also providing that such water rights may be reserved in the grant, and also providing that such water rights may be treated as personal property and separately conveyed,' beg to report the same back to the House with the recommendation that the same do not pass."

On motion of Nutting, the report was adopted as read.

Hogan from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 356, introduced by Collins, a Bill for an Act entitled, 'An Act changing the name of the Montana State Reform School to the name of Montana State Industrial School,' beg leave to report same back to the House with the recommendation that it do pass." On motion of Hogan, the report was adopted as read and the Bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 350, introduced by Jorgensen, being a Bill for an Act entitled, 'An Act to amend Section 2770, Revised Codes of 1907, relating to Brewers and Manufacturers' Licenses,' beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of McNally, the report was adopted as read.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 314, introduced by Hedrick, being a Bill for an Act entitled, 'An Act to amend Sections 3218, 3222, 3223, 3224 and 3232 of the Revised Codes of Montana of 1907, relating to officers and elections in cities and towns,' beg leave to report the same back to the House with the recommendation that the Bill do not pass." On motion of McNally, the report was adopted as read.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 364, introduced by Fishbaugh, being a Bill for an Act entitled, 'An Act relating to the regulation of hotels, rooming houses and lodging houses in the State, granting permits and providing penalties,' beg leave to report the same back to the House with the following amendments:

After Section 3, page 2, insert the following: 'and payment of the salaries of inspectors appointed under this Act.'

After the word 'qualifications,' Section 6-a, line 6, strike out that part of Section beginning with the word 'he' and ending with the words 'this Act,' and insert in lieu thereof the following: 'Inspectors appointed under this Act shall have been engaged for one year prior to their appointment in some business which has taken them over the State and fitted them to determine the necessary conditions of hotels, rooming or lodging houses in relation to compliance with this Act.'

In Section 6-a, line 15, after the word 'duties' insert the following: 'the salaries and expenses of inspectors shall be paid out of the fund provided in



Section 3 and no expense shall be incurred under this Act in excess of the amount available in said fund.' And as amended recommend that the Bill do pass."

On motion of McNally, the report was adopted as read and the Bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities, having had under consideration House Bill No. 260, introduced by Easton, being a Bill for an Act entitled, 'An Act to amend Section 3218 of the Revised Codes of 1907 enumerating the officers of town, Section 3225 of said Codes providing the qualification of mayors of cities and towns, Section 3228 of said Codes, providing the qualifications of aldermen of cities and towns, Section 3240 of said Codes, as amended by Chapter III of the Laws of the Thirteenth Legislative Assembly relating to salaries of mayor and aldermen, Sections 3242 and 3244 of said Codes fixing the compensation to be paid police judges of towns and attorneys of cities, beg leave to report the same back to the House with the recommendation that the Bill do pass." On motion of McNally, the report was adopted as read and the Bill was referred to the Printing Committee.

### INTRODUCTION OF BILLS.

The following Bills were introduced: (Fishbaugh, Einsel and Macdonald of Flathead were given permission to introduce Bills without previous notice.

Senate Bill No. 62, by Junod: A Bill for an Act entitled, "An Act fixing the time for the opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties, and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly relating to the closing of saloons."

Senate Bill No. 127, by Dwight: A Bill for an Act entitled, "An Act to change the boundary line between Sanders and Flathead Counties."

Senate Bill No. 114, by O'Shea: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid by incorporated cities and towns and by School Districts of the first and second class into the fund known in the Law as the 'State Examiner's Fund'."

Senate Bill No. 108, by Byrnes: A Bill for an Act entitled, "An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the father and mother to the care, custody and services of legitimate unmarried minor children."

Senate Bill No. 97, by Edwards: A Bill for an Act entitled, "An Act to provide for the creation of Board of Bonds; to provide the issuance of official bonds, the collection of premiums thereon, and to provide for a Bond Fund."

Senate Bill No. 134, by MacKenzie: A Bill for an Act entitled, "An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of County Seats."

Senate Bill No. 81, by Edwards: A Bill for an Act entitled, "An Act providing for the correction and adjustment of the Acreage of lands included within a Public Irrigation District, and to provide for the elimination of non-existent and non-irrigable lands included therein, and for the adjustment of the taxation thereon."

Senate Bill No. 34, by Larson: A Bill for an Act entitled, "An Act to repeal Section 8795, Penal Code, 1907, relating to payment of fines and other penalties; to repeal Section 28 of Chapter 79 of the Laws of the Thirteenth Legislative Assembly, relating to fines; and to provide for the payment from the State Game and Fish Fund of all costs incurred in prosecutions for the violation of the Game and Fish Laws."

Senate Bill No. 50, by Hogan: A Bill for an Act entitled, "An Act defining Commission Merchants and regulating the business of Commission Merchants in the State of Montana; providing for the licensing of such business and the furnishing of bonds by such merchants; requiring certain books to be kept by such merchants; requiring notice to consignor of the receipt of produce by commission merchants, and statements after sale of produce to consignor; providing for a payment within a specified time for goods received by commission merchants and sold by them; providing for complaints to the State Board of Horticulture



and revocation of licenses; providing for actions upon bonds furnished by commission merchants; prohibiting combinations, pools, etc., and providing penalties for violations of this Act."

Senate Bill No. 58, by McCone: A Bill for an Act entitled, "An Act to amend Section 1 of Chapter VII of Chapter 72 of the Acts of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to Guide-boards on Public Highways."

House Bill No. 382, by Rixon: A Bill for an Act entitled, "An Act to amend Section 3169 of the Revised Codes of 1907, relating to the fees of clerk of District Court and providing for the collection of a fee for the issuance of a marriage license."

House Bill No. 383, by Rixon: A Bill for an Act entitled, "An Act to amend Section 20 of the Law initiated and passed by the people at the election held November 5th, 1912, entitled, 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote, and to provide that the names of candidates shall be rotated on Primary Ballots.'"

House Bill No. 384, by Marsh: A Bill for an Act entitled, "An Act declaring that the clearing and reclamation of land situated in this State so as to render the same tillable, is a matter of public benefit and utility and shall be deemed conducive to the general welfare; vesting in the district courts of this State and the judges thereof jurisdiction, power and authority to create improvement districts for such purposes, to make assessments against the lands embraced therein and to do other necessary things specified in this Act to render it effective; providing for the creation of such improvement districts, the clearing and improvement of the land embraced therein, the assessment of the cost and expense of clearing and improving such land and the cost and expense of improvement district to the lands embraced therein, the issuance and sale of bonds based on such assessments; the appointment of commissioners to administer the affairs of such improvement districts, the procedure in the district courts and on appeal to the Supreme Court, in such proceedings; and declaring an emergency."

House Bill No. 385, by Committee on Education: A Bill for an Act entitled, "An Act to amend Section 508 of Chapter 76 of the Session Laws of 1913, relating to duties of school trustees by requiring the use of an official seal."

House Bill No. 386, by Fishbaugh: A Bill for an Act entitled, "An Act to amend Section 6315 of the Revised Codes of Montana, concerning the disqualification of judges."

House Bill No. 387, by Hedrick: (By request): A Bill for an Act entitled, "An Act to prohibit Gambling upon Pool and Billiard Tables; to punish those who participate therein as well as those who conduct or carry on such games, and to provide for early closing of all pool halls, billiard halls, bowling alleys and other places where pool is played."

House Bill No. 388, by Parker: A Bill for an Act entitled, "An Act to limit the liability of a bank for non-payment of a check through error."

House Bill No. 389, by Parker: A Bill for an Act entitled, "An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or drafts shall not have sufficient funds or a credit for the payment of the same."

House Bill No. 390, by Higgins: A Bill for an Act entitled, "An Act to amend Section 2109 of Chapter 76 of the Session Laws of 1913, relating to County High School Bond Issues."

House Bill No. 391, by Dwyer: A Bill for an Act entitled, "An Act to amend Section 8662 of the Revised Codes of the State of Montana, relating to receiver of stolen goods."

House Bill No. 392, by Baxter: A Bill for an Act entitled, "An Act changing and defining the boundaries of Meagher and Sweet Grass Counties."

House Bill No. 393, by Einsel: A Bill for an Act entitled, "An Act establishing and defining the boundary line between Fallon, Wibaux and Prairie Counties."

House Bill No. 394, by Macdonald: A Bill for an Act entitled, "An Act to

transfer funds from the State Athletic Commission Fund, and the State Bond fund to the General Fund."

House Bill No. 395, by Macdonald: A Bill for an Act entitled, "An Act to authorize and empower the State Land Board to invest the income derived from common school funds in interest bearing warrants upon the General Fund of the State."

House Bill No. 396, by Jorgensen: A Bill for an Act entitled, "An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, and all persons who operate electric driven air compressors of over twenty-five (25) horse power to obtain a license, and prescribing qualifications, fees, and regulations therefor, and providing penalties for the violation of any of the provisions of this Act."

#### READING OF SENATE BILLS.

Senate Bill No. 62 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 127 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 114 read first and second time by title only and referred to the Committee on State Boards and Officers.

Senate Bill No. 108 read first and second time by title only and referred to the Committee on Public Morals, Charities and Reforms.

Senate Bill No. 97 read first and second time by title only and referred to the Committee on Insurance.

Senate Bill No. 134 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 81 read first and second time by title only and referred to the Committee on Irrigation and Water Rights.

Senate Bill No. 34 read first and second time by title only and referred to the Committee on Fish and Game.

Senate Bill No. 50 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 58 read first and second time by title only and referred to the Committee on Highways.

#### READING OF HOUSE BILLS.

House Bill No. 382 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 383 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 384 read first and second time by title only and referred to the Committee on State Lands.

House Bill No. 385 read first and second time by title only and referred to the Committee on Education.

House Bill No. 386 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 387 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 388 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 389 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 390 read first and second time by title only and referred to the Committee on Banks and Banking.

House Bill No. 391 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 392 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 393 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 394 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 395 read first and second time by title only and referred to the Committee on Ways and Means.

House Bill No. 396 read first and second time by title only and referred to the Committee on Mines and Mining.

### RESOLUTIONS.

Senate Joint Resolution No. 11, introduced by the Committee on Senate Employees.

"Whereas: Under Section 5 of Senate Bill No. 56, the Senate and House of Representatives may by a Joint Resolution, adopted and spread upon the minutes of each House, provide for the employment of additional help in cases of emergency where extraordinary conditions render such a course necessary for the orderly and expeditious conduct of the business of the Legislative Assembly, and

Whereas: The Senate finds it necessary for the expeditious conduct of business to have additional help, namely; one clerk for the proof reader in the Enrolling Room, in order to expedite the delivery of Senate Bills:

Now Therefore, Be It Resolved, by the Senate of the Fourteenth Legislative Assembly of the State of Montana, the House of Representatives concurring, that the Employment Committee of the Senate be authorized to appoint the additional help above stated in this Resolution, such Clerk and other help being required to expedite the business of the Assembly," having been read three several times, was adopted by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Jorgensen, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Wells, Wilde, Mr. Speaker—73.

Noes: Wallin—1.

Absent and not voting: Baxter, Easton, Gladden, Graybeal, Guinn, Harmon, Higgins, Johnson, Kelly, McMahon, Macdonald of Flathead, Parker, Rundle, Taylor, Vidal—15.

Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

Resolution adopted and returned to the Senate.

Speaker pro tem in the Chair.

### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 16, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved House Bill No. 107, 'An Act authorizing counties to issue bonds or warrants to procure seed grain for needy farmers resident therein, etc.'

S. V. STEWART, Governor."

"Executive Office, Helena, Montana, February 18, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 178, 'An Act accepting the terms and provisions of the Act of Congress, approved May 8, 1914, relating to co-operative agricultural extension work.'

No. 311, 'An Act to appropriate money for the payment of the per diem of the officers and attaches of the Fourteenth Legislative Assembly of the State of Montana.'

S. V. STEWART, Governor."

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Resolution was read and adopted by a rising vote, on Tuesday, February 16th.

"Whereas, the cold hand of death has reached into this Chamber and taken from it one of its honored members; and

Whereas, the death of Honorable Allen R. Dearborn, a Senator of the State of Montana from the County of Granite, comes to this Body as a most painful shock and brings to each member a sense of distinct personal loss in the passing of a colleague who was ever the embodiment of personal friendship and a high sense of honor; who loved his fellowmen better than himself, and who reflected in striking degree the inherent manhood of our State;

Now, Therefore, Be It Resolved, that the President of the Senate be, and he is hereby, authorized to appoint a Committee of five Senators for the purpose of making arrangements for and attending the funeral. It is the sense of the Senate that the Legislature should be represented at the funeral;

And be it further resolved, that a Committee of three be also appointed to draft suitable resolutions to be spread upon the Journal;

And be it further resolved, that as a further mark of respect to the memory of Senator Dearborn, the Senate do now adjourn for the day."

The President thereupon appointed to act on the Select Committee of five to make arrangements for and attend the funeral of Senator Dearborn in pursuance with the foregoing resolution, Senators Muffly, Gallwey, Clark, Burlingame and Williams.

The President thereupon appointed to act on the Select Committee of three to draft resolutions relating to the death of Senator Dearborn, in pursuance to the foregoing Resolution: Senators Hogan, Minor and Edwards.

On motion, duly seconded, Senate adjourned until 10:00 o'clock, Wednesday morning, February 17th, 1915, in honor of Senator Dearborn. Motion carried unanimously.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the following resolution on the death of Senator A. R. Dearborn was read and adopted by a rising vote, on Wednesday, February 17th,

"Mr. President and Gentlemen of the Senate:

We, the Committee appointed by you to draft resolutions relative to the death of our fellow member, Allen R. Dearborn, respectfully submit the following:

Whereas, it is with a mingled feeling of sorrow and regret, that we are compelled to chronicle the death of the Honorable Allen R. Dearborn, a most distinguished and loved member of this Body; and

Whereas, we realize that human sympathy is but poor solace for hearts that are broken and homes made desolate by the "grim reaper." It is only by fond remembrance of kind words spoken, of deeds kindly done, of duties well performed, that our grief can be partially assuaged.

Senator Dearborn was possessed of a kindly heart and an affable disposition, but with all he had a high ideal of public duty and was unyielding in his devotion to the public welfare. He possessed characteristics endearing him to all. His friends and associates lose by his death, an example of the worth of integrity, kindness and ability.

It is most pleasing to reflect that he carries with him to his last resting place that esteem and respect that rises higher and is more enduring than any shaft of granite or slab of marble carved by mortal man.

Therefore Be It Resolved: That the Senate of the Fourteenth Legislative Assembly take this opportunity to express their profound sorrow and their heartfelt sympathy to the relatives of the deceased.



Therefore, Be It Further Resolved: That a copy of this Resolution be spread upon the Journal of the Senate and copies be furnished to the Press and relatives of the deceased.

(Signed) J. M. MINOR,  
T. S. HOGAN,  
J. E. EDWARDS.'

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 17, 1915.

Mr. Speaker: The Joint Committee on Compensation offered their report, as submitted to the House.

Report adopted. Bill referred to Printing Committee. On motion, 1,000 copies ordered printed and said Bill be given right of way over all other Bills. Motion carried.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that enrolled copies of Substitute Senate Bill No. 61 and Senate Bill No. 57 were today transmitted to His Excellency, the Governor, at the hour of 11:23 a. m. this day and the dated receipt thereof received from his private Secretary. Report adopted.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence.

Senate Bill No. 62, by Junod, 'An Act fixing the time for opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties; and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly, relating to the closing of saloons.'

Also Senate Bill No. 127, by Dwight, 'An Act to change the boundary line between Sanders and Flathead Counties.'

Also Senate Bill No. 114, by O'Shea, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid by incorporated cities and towns and by school districts of the first and second class into the fund known in the law as the "State Examiner's Fund".'

Also Senate Bill No. 108, by Byrnes, 'An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the father and mother to the care, custody and services of legitimate unmarried minor children.'

Also Senate Bill No. 97, by Edwards, 'An Act providing for the creation of Board of Bonds; to provide for the issuance of official bonds, the collection of premiums thereon and to provide for a bond fund.'

Also Senate Bill No. 134, by MacKenzie, 'An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of County Seats.'

Also Senate Bill No. 81, by Edwards, 'An Act to provide for the correction and adjustment of the acreage of lands included within a public irrigation district and to provide for the elimination of non-existent and non-irrigable lands included therein and for the adjustment of the taxation thereon.'

Also Senate Bill No. 34, by Larson, 'An Act to repeal Section 8795, Penal Code, 1907, relating to payment of fines and other penalties; to repeal Section 28 of Chapter 79 of the Laws of the Thirteenth Legislative Assembly, relating to fines; and to provide for the payment from the State Game and Fish Fund of all costs incurred in prosecutions for the violation of the Game and Fish Laws.'

Also Senate Bill No. 50, by Hogan, 'An Act defining commission merchants, and to regulate the business of commission merchants in the State of Montana; providing for the licensing of such business, and the furnishing of bonds by

such merchants; requiring certain books to be kept by such merchants; requiring notice to consignor of the receipt of produce by commission merchants; and statements after sale of produce to consignors; providing for a payment within specified time for goods received by commission merchants and sold by them; providing for complaints to the State Board of Horticulture, and the revocation of licenses; providing for actions upon bonds furnished by commission merchants; prohibiting combinations, pools, etc., and providing penalties for violations of this Act.'

Also Senate Bill No. 58, by McCone, 'An Act to amend Section 1 of Chapter VII of Chapter 72 of the Acts of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to guide boards on public highways.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Public Morals, to whom was referred Senate Bill No. 135, introduced by Stevens, being a Bill for an Act entitled, 'An Act to prevent pool selling, betting or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit any one from transferring, or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana; and to provide for the punishment of those who violate the provisions of this Act,' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, Senate Bills numbered 97, 134, 114, 108, 81, 62, 58, 50, 34 and 127 were placed on calendar for third reading.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 143, introduced by O'Shea, being a Bill for an Act entitled, 'An Act to amend Section 2004 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, by empowering trustees to expend surplus in general school fund for retiring bonds, acquiring or improving sites, or erecting or improving school buildings,' today reported said Bill with the recommendation that Bill do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 14, being a Bill for an Act entitled, 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such Departments of said Institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education, authorizing said State Board to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component Institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion shall take such steps and make such rules as may be necessary to prevent unnecessary duplication of course of instruction in the various Educational Institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said Institutions; prescribing a seal for the University of Montana and its custody,

and the affixing of same to certain documents, degrees and papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act,' today reported said Bill without recommendation and Bill placed on general file. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 148, introduced by Byrnes, being a Bill for an Act entitled, 'An Act concerning the advertising for bids and the letting of contracts by State and County Officers, Boards and Commissions; providing that Public Records and Files thereof be made and kept, and that Biennial reports of the letting of all State Contracts and the bids thereof be made to the Legislative Assembly, prescribing penalties for the violation of the provisions of this Act; defining the term 'Lowest Responsible Bidder,' and repealing all Acts in conflict herewith,' today reported said Bill with the recommendation that same do pass with the following amendments:

Insert in line 14 of Section 5, after the words 'Senate Committee on Finance and Claims, the words 'or the House Committee on Appropriations,' making the sentence read:

'Said reports shall be filed with the Senate Committee on Finance and Claims or the House Committee on Appropriations for the use of all members of each House.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Mines and Mining, to whom was referred Senate Bill No. 145, introduced by O'Shea, being a Bill for an Act entitled, 'An Act to repeal Chapter 134, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, which said Act to be repealed has the following title, to-wit: "An Act to provide for a deputy State Coal Mine Inspector, and defining his duties, qualifications and salary",' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Also Joint Resolution No. 10, introduced by Byrnes, today reported said Resolution with the recommendation that same do pass. Report adopted.

Also Senate Bill No. 142, introduced by Gallwey, being a Bill for an Act entitled, 'An Act prescribing the salary of certain Deputy State Officers,' today reported said Bill with the recommendation that the same be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred as follows:

Senate Bill No. 153, by Roberts: 'An Act to amend Section 8555 of the Revised Codes of the State of Montana of 1907, relative to the sale of liquors at retail within five miles of grading and other camps.' Referred to Committee on Towns, Counties and Municipal Corporations.

Senate Bill No. 154, by Burla, 'An Act to amend Section 1416 of the Revised Codes of Montana, 1907, relating to public bridges and defining the word "Bridge".' Referred to Committee on Roads and Highways.

Senate Bill No. 155, by Cato, 'An Act to provide for the nomination and election of the Superintendent of Public Instruction and of the County Superintendent of Schools on a non-partisan school ticket, and to prevent the nomination or election of candidates for such offices on any other ticket.' Referred to Committee on Education.

Senate Bill No. 156, by Committee on Education, 'An Act creating certain



funds in the State Treasury to provide for retirement of public school teachers; investment of funds, gifts to funds, and appropriations; providing for the custody and management of these funds; providing for the collection, condition of investment and condition of distribution of the funds; providing for the creation of boards to have charge of the funds, and prescribing the duties and powers of such boards; providing for place of meeting of such board; providing for help and expenditures for such board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distribution of these funds, including the amount of time and term of payment.' Referred to Committee on Education.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the minority of the Public Morals, having had under consideration Senate Bill No. 135, introduced by Stevens, entitled, 'An Act to prevent pool selling, betting, wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State, and to those races or contests held out of the State of Montana; and to provide for the punishment of those who violate the provisions of this Act.' today made the following report on said Bill:

'The purposes of this Bill are so evident and plain as to leave no room off doubt. The measure is intended to eradicate the evil known as race track gambling. For many years, gambling in all forms save this one has been prohibited in this State, and we can see no legitimate reason for the continuance of a system of gambling insidious in its character under the promotion of race and fair associations.

If report be true, and it can scarcely be doubted, race track gambling as conducted in Montana, brings within its grasp and under its baneful influence the youth and women of communities where conducted.

In the days of licensed gambling in Montana, when the gambling houses never closed their doors, the pioneers of Montana, careful of the surroundings of woman and watchful of the youth, prohibited the presence of women and minors in that character of places.

Under race track gambling, minors are permitted to become employes of the race and fair associations, to solicit bets and are rapidly being educated to live a life unworthy of our best efforts.

Not alone are the youth being influenced, but the women are permitted to mingle around the betting ring, where the only result possible is to lower and degrade.

The promoters of race meetings have failed to conduct their business in a manner to merit approval. Many of these evils could be eradicated by the managements. Their own negligent and short-sighted policy, has made the race track gambling odious to all.

Gambling is not necessary to any test of speed, nor to the better breeding animals, but if it is so, it should be conducted free from licensed authority and without the aid of those whose only interest is to live without labor.

To dwell upon the evils of race track gambling is to recite that which is within the knowledge of every senator. No valid reason can be assigned why the State should in any instance become a partner or in any event authorize this form to longer continue.'

Committee recommend that Senate Bill No. 135 do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills have this day been read first and second time and referred as follows:



House Bill No. 137, by Nutting, 'An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all acts and parts of acts heretofore existing and in conflict herewith.' Referred to Committee on Irrigation and Water Rights.

House Bill No. 202, by Prosser, 'An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions.' Referred to Judiciary Committee.

House Bill No. 240, by Committee on Livestock and Public Ranges, 'An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana.' Referred to Committee on Stock Growing and Grazing.

House Bill No. 241, by Committee on Livestock and Public Ranges, 'An Act to amend Section 1904 of the Revised Codes of Montana of 1907, as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly.' Referred to Committee on Stock Growing and Grazing.

House Bill No. 242, by Committee on Livestock and Public Ranges, 'An Act directing the levying of a tax on livestock, for the purpose of aiding in the payment of salaries and expenses of the Board of Stock Commissioners, the Board of Sheep Commissioners and the Livestock Sanitary Board and for the payment of indemnity for animals slaughtered and of expenses in investigating and suppressing diseases and for the payment of bounties on wild animals and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly, relating to the levying of a tax for the payment of bounties, stock inspection and indemnity purposes.' Referred to Committee on Stock Growing and Grazing.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate, on February 17th, 1915, signed the following House Bills in open session:

House Bills numbered 150, 146, 126, 81 and 99.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 139, by Darroch, being A Bill for an Act entitled, 'An Act to create and appoint a commission, the duties of which are to report on the laws of this State relating to administrative and executive departments, and to recommend to the next Legislative Assembly such changes in said laws as will bring efficiency and economy in the administration thereof, and to provide for an appropriation for said commission,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 144, by Edwards, being A Bill for an Act entitled, 'An Act to abolish betting on horse races at the Montana State Fair, and to provide that the counties of the State may, by a special election, determine whether or not betting on horse races shall be abolished in such counties,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 208, by Committee on Ways and Means, being A Bill for an Act entitled, 'An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916, today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 168, by Vidal, being A Bill for an Act entitled, 'An Act relating to and regulating the recovery of damages for the publication of libel in newspapers,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 105, by Rasmussen, being A Bill for an Act entitled, 'An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of Probation Officers in Judicial Districts, specifications of their duties, and

providing for their compensation,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 189, by Rundle, being A Bill for an Act entitled, 'An Act to compel Abstracters of title to real estate to file a bond for the protection of those with whom they deal, and to procure a seal; to provide for the issuance of a certificate of authority to such Abstracters; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the Courts; also providing for a new and additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act,' today reported said Bill with the recommendation that it be concurred in, with the following amendments:

In Section 1, line 6, strike out the sum 'Ten Thousand (\$10,000.00),' and insert in lieu thereof the sum 'Five Thousand (\$5,000.00).'

Beginning on line 15, after the word 'Abstracter,' strike out the words 'No such surety shall be an officer or stockholder of any Abstract Company or any Corporation engaged in the Abstract business.'

In Section 5, line 2, strike out the words 'five years' and insert in lieu thereof the words 'for a period of one year and shall be renewed annually.'

In Section 8, line 3, after the word 'not' strike out the words 'less than Fifty Dollars (\$50.00), nor.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that President of the Senate today signed in open session House Bills numbered 178 and 311.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration Senate Bill No. 49, 'An Act to provide for State insurance of all public buildings and contents, to provide for the valuation thereof, to provide the duties of public officers, to prevent any other manner of insuring public property, to provide for the payment of insurance, and to provide penalties for any violation of this Act,' recommend that same do pass with the following amendment:

Senate Bill No. 49, in Section 7, by striking out in line 46 of the printed bill all after the word 'notice' and inserting in lieu thereof the following: 'from the State Auditor that assessment premiums have been levied under this Act, the sum named in said notice, to the State Treasurer; provided that all property insured under this Act shall stand charges, and there shall be paid by the members of the Board in charge thereof, at the time such property is recorded for insurance, an assessment premium of one per cent on the insured value thereof, and no assessment premium shall thereafter be levied for less than one per cent of the insured value of said property, and out of the fund created thereby losses will be paid until such fund be exhausted, whereupon another assessment premium shall be levied and collected.'

Also Senate Bill No. 97, by Edwards, 'An Act to provide for the creation of Board of Bonds; to provide the issuance of official bonds, the collection of premiums thereon, and to provide for a bond fund,' recommend that same do pass.

Also Senate Bill No. 103, by Minor, 'An Act making it unlawful for any person or persons to have in their possession or under their control seines, nets or similar devices for capturing fish, with certain exceptions thereto; providing a penalty for violations thereof, and repealing all Acts and parts of Acts in conflict herewith,' recommend that same do pass with the following amendment:

Senate Bill No. 103, in Section 1, line 8 thereof, after the word 'Montana' by adding the following: 'Provided further that nothing herein contained shall apply to the use, by any person, of a landing net used in connection or in addition to pole, line and hooks, in fishing for game fish.'

Also Senate Bill No. 134, by MacKenzie, 'An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of County seats,' recommend that same do pass.

Also Senate Bill No. 116, by Kinney, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act providing for the execution, filing, renewal, and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773 of the Revised Codes of the State of Montana of 1907," respecting the filing of Chattel Mortgages, providing for the protection of creditors against the effect of unsatisfied chattel mortgages in whole or in part, and providing penalty for the removal of personal property under chattel mortgages from the county in which it is situated at the time of the execution of the mortgage,' recommend that same do pass with the following amendment:

Senate Bill No. 116, in Section 2 of the printed Bill, on line 32, by striking out after the word 'amount' the word 'thereof' and adding the following: 'of the mortgage debt and interest or must deposit.'

Also Senate Bill No. 114, by O'Shea, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid by incorporated cities and towns and by school districts of the first and second class into the fund known in the law as the "State Examiner's Fund,"' recommend that same do pass.

Also Senate Bill No. 108, by Byrnes, 'An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the father and mother to the care, custody, and services of legitimate unmarried children,' recommend that same do pass.

Also Senate Bill No. 81, by Edwards, 'An Act to provide for the correction and adjustment of the acreage of lands included within a public irrigation district, and to provide for the elimination of non-existent and non-irrigable lands included therein, and for the adjustment of the taxation thereon,' recommend that same do pass.

Also Senate Bill No. 63, introduced by Oliver, entitled, 'An Act fixing the time for the opening and closing of saloons on Sundays in incorporated and unincorporated cities, villages, towns and elsewhere, and providing penalties,' today reported that the same do pass with the following amendments:

Senate Bill No. 63. Amend Section 1 by adding in line 9, after the word 'aforesaid' the words 'and during the hours when said places are closed the curtains and screens of the doors and windows shall be open and notice shall be placed upon the front door that such place is closed.'

Also Senate Bill No. 62, by Junod, entitled, 'An Act fixing the time for the opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties, and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly relating to the closing of saloons,' today reported that same do pass.

Also Senate Bill No. 136, introduced by Byrnes, entitled, 'An Act to provide for library extension through the establishment and maintenance of county free libraries,' today reported that Bill do pass with the following amendments:

Amend Senate Bill No. 136, Section 1, by inserting in line 2 after the word 'voters' the words 'of a county, at least one-half of whom shall reside outside of the County seat,' making this sentence read:

'Upon petition being signed by not less than 20 per cent of the qualified voters of a County, at least one-half of whom shall reside outside of the county seat, being filed with the Board of County Commissioners requesting the establishment of the County Free Library, etc.'

Also Senate Bill No. 58, by McCone, entitled, 'An Act to amend Section 1 of Chapter VII of Chapter 72 of the Acts of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to guide-boards on public highways,' today reported that same do pass.

Also Senate Bill No. 54, by Annin, entitled, 'An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties,' today reported that same do pass with the following amendments:

Amend Senate Bill No. 54, Section 3 by striking out in line 25 and 26, the



words 'the first Monday in September 1916,' and inserting in lieu thereof the words 'its passage and approval.'

Also Senate Bill No. 50, by Hogan, entitled, 'An Act defining commission merchants and regulating the business of commission merchants in the State of Montana; providing for the licensing of such business and the furnishing of bonds by such merchants; requiring certain books to be kept by such merchants; requiring notice to consignor of the receipt of produce by commission merchants, and statements after sale of produce to consignor; providing for a payment within a specified time for goods received by Commission merchants and sold by them; providing for complaints to the State Board of Horticulture and Revocation of licenses; providing for actions upon bonds furnished by commission merchants; prohibiting combinations, pools, etc., and providing penalties for violations of this Act,' today reported that same do pass.

Also Senate Bill No. 34, by Larson, entitled, 'An Act to repeal Section 8795, Penal Code, 1907, relating to payment of fines and other penalties; to repeal Section 28 of Chapter 79 of the Laws of the Thirteenth Legislative Assembly, relating to fines; and to provide for the payment from the State Game and Fish Fund of all costs incurred in prosecution for the violation of the Game and Fish Laws,' today reported that same do pass.

Also Senate Bill No. 127, by Dwight, entitled, 'An Act to change the boundary line between Sanders and Flathead Counties,' today reported that same do pass.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 18, 'An Act to secure the threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens,' which was recalled from the House for further consideration was read a third time and concurred in and is herewith returned to the House.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 18th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 11, 'An Act relating to employment of additional help, authorized under Section 5 of Senate Bill No. 56,' having been read and adopted is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

The Speaker pro tem at this time announced that he was about to sign Senate Bill No. 37, Senate Bill No. 68 and thereupon proceeded to sign the same in open session.

On motion of Day, the third reading at length of Senate Bills and Memorials was dispensed with.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 1, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariber, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Braybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wells, Wilde—80.

Noes: None.

Absent and not voting: Bompert, Guinn, Johnson, Nutting, Rundle, Shott, Vidal, Mr. Speaker—9.



Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 32, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hogan, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde—79.

Noes: None.

Absent and not voting: Bent, Crismas, Graybeal, Guinn, Johnson, Jorgensen, Macdonald of Flathead, Rasmussen, Rundle, Mr. Speaker—10.

Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

Title agreed to and Bill returned to the Senate.

Senate Joint Memorial No. 3, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Hawks, Healey, Hedrick, Henry, Higgins, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde—80.

Noes: None.

Absent and not voting: Burns, Easton, Eliel, Graybeal, Harper, Hayes, Johnson, Rundle, Mr. Speaker—9.

Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 69, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Jorgensen, Kiley, Lemmon, Lusk, McCarthy, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Morris, Nutting, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wells, Wilde—71.

Noes: Burns, Graybeal, Higgins, Mansur, Ostle, Stone, Vidal—7.

Absent and not voting: Baldwin, Bent, Eliel, Harper, Johnson, Kelly, McDonald of Teton, McMahon, Moore, Rundle, Mr. Speaker—11.

Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

Title agreed to and Bill returned to the Senate.

On motion of Day, the Senate Amendments to House Bill No. 18 were concurred in by the following vote:

Ayes: Anderson, Baxter, Bechtel, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Dwyer, Easton, Einsel, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Hawks, Healey, Hedrick, Henry, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Parker, Phillips, Rasmussen, Rixon, Sales, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wilde—66.

Noes: Booth, Carpenter, Fousek, Guinn, Harper, Higgins, McNally, Nutting, Rainey, Sanderson, Sedgwick, Vidal, Wallin—13.

Absent and not voting: Baldwin, Bent, Bompert, Eliel, Hayes, Johnson, McMahon, Rundle, Wells, Mr. Speaker—10.

Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

On motion of Macdonald of Flathead, Senate Amendments to House Bill No. 153 were concurred in by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Dwyer, Easton, Einsel, Eliel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins, Hogan, Jorgensen, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde—82.

Noes: None.

Absent and not voting: Baldwin, Hayes, Johnson, Kelly, Rundle, Wells, Mr. Speaker—7.

Excused: Fishbaugh, Hills, Lord, Page, Prosser, Willis—6.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Healey in the Chair.

House resumed.

Speaker pro tem in the Chair.

Healey from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 102, A Bill for an Act entitled, 'An Act relating to partition fences and repealing Sections 2085, 2086, 2087, 2088 and amending Section 2089 of the Revised Codes of Montana, 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 234, A Bill for an Act entitled, 'An Act to amend Section 3176 of the Revised Codes of the State of Montana, 1907, relating to fees of a Justice of the Peace,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out."

On motion of Healey, the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 185, 190, 197, 262 respectfully beg leave to report the same back to the House as correctly engrossed."

On motion of Bompert, the House recessed at 12:00 o'clock M. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Healey in the Chair.

House resumed.

Mr. Speaker in the Chair.

Healey from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the General File, beg leave to report that they have arisen for the purpose of con-

sidering a message from the Senate and that as soon as the message has been given due consideration, ask permission to sit again."

On motion of Healey, the report was adopted as read.

### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

"Senate Chambers, Helena, Montana, February 19th, 1915.

"Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly carried, the Senate requests the return of House Bill No. 129. A Bill for an Act entitled, 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380(a), 8380(b) and providing penalties,' for correction in Senate Amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, House Bill No. 129 was returned to the Senate for corrections in Senate Amendments.

On motion of McMahon, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Healey in the Chair.

House resumed.

Mr. Speaker in the Chair.

Healey from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the General File, beg leave to report that they have arisen for the purpose of considering a message from the Senate, and that as soon as the message has been given due consideration ask permission to sit again."

### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

"Senate Chambers, Helena, Montana, February 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 224, introduced by Committee on Affairs of Cities, being A Bill for an Act entitled, 'An Act prohibiting the introduction into, the manufacture of, and giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof, and providing for a referendum of said Act, and providing the time when said Act shall take effect,' having been read three several times and concurred in, as amended, is herewith transmitted to the House for concurrence in Senate Amendments. Title agreed to.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Macdonald of Flathead moved that a roll call be now taken on the concurrence in Senate Amendments to House Bill No. 224.

Marsh moved as a substitute therefor that the Bill be placed on General File for consideration of Senate Amendments thereto.

Marsh's motion prevailed, and the Bill was referred to the Steering Committee in pursuance therewith.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Healey in the Chair.

House resumed.

Mr. Speaker in the Chair.

Healey from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 101, A Bill for an Act entitled, 'An Act to establish the position of Custodian of records, mementoes, relics and documents of the Department of



Montana of the Grand Army of the Republic, and to provide for the preservation of the history of citizens who served in the army, navy or marine corps of the United States during the Civil War, and to set apart a room in the State Capitol therefor, and to repeal Section 270 of the Revised Codes of 1907, and Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 131, A Bill for an Act entitled, 'An Act to amend Sections 1935 and 1936 as the same are designated and numbered in Section 1 of Chapter 121, Session Laws of the Twelfth Legislative Assembly of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass, as amended.

Also House Bill No. 119, A Bill for an Act entitled, 'An Act to prevent the shipment of dockage or screenings from the State of Montana by elevators, warehousemen, or dealers in grain, except where dockage has been separated from grains by the usual methods employed,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 225, A Bill for an Act entitled, 'An Act relating to the State Militia of the State of Montana; providing for the organization, regulation, maintenance and discipline of the National Guard of Montana, repealing Sections 1050, 1051, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1076, 1077, 1079, 1080, 1081, 1083, 1084, 1085, 1087, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1100, 1102, 1103 and 1104 of the Revised Codes of Montana of 1907,' having had same under consideration, beg leave to report same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 113, A Bill for an Act entitled, 'An Act to provide for the determination and collection of an inheritance tax upon property in this State or any interest therein, passing by will or under the interstate Laws of this State or of any other state, or by gift in contemplation of death; defining the duties of certain officers thereunder, and repealing Sections 7724 to 7751, both inclusive, of the Revised Codes of Montana, 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 237, A Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 109 of Montana Session Laws of 1913, relating to authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury for the purpose of paying part salary and expenses of a county agricultural instructor,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 170, A Bill for an Act entitled, 'An Act relating to the construction, use and maintenance of all electrical construction, appliances and apparatus, and providing a penalty for the violation thereof,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 243, A Bill for an Act entitled, 'An Act to appropriate money for the purchase of anti-hog cholera serum, to be purchased by the Experimental Station of Montana Agricultural College for the purpose of distribution to any persons so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same shall be handled,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Healey, the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 258, 287, 294, 308, 319, 320, 323, and 335, beg leave to report that the same have been returned correctly printed."

On motion of Eliel, duly seconded and carried, the title of House Bill No. 190 was amended so as to read as follows:



"A Bill for an Act entitled, 'An Act to amend Sections 7 and 35 of Chapter 74 of the Session Laws of the Thirteenth Legislative Assembly, relating to the registration of electors in counties, cities, towns and school districts, and to repeal Section 41 of said Act.'"

At the request of Kelly, Mr. Speaker reverted to Order of Business.

#### NOTICES OF BILLS.

The following Notices of Bills were given:

By Shott: A Bill for an Act entitled, "An Act to amend Section 292 of the Revised Codes of Montana, relating to salaries of District Judges."

By Kelly: A Bill for an Act entitled, "An Act to regulate the exhibition or use of moving pictures and stereopticon views; providing for and regulating the examination and approval of moving picture films and stereopticon views, fixing penalties for the violation of this Act."

On motion of McMahon, the House adjourned at 5:20 o'clock p. m. until 10:00 o'clock a. m., Saturday, February 20, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

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## FORTY-EIGHTH DAY.

Saturday, February 20, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-seventh day and find same to be correct."

On motion of Shott, the report was adopted as read.

### NOTICES OF BILLS.

The following Notices of Bills were given:

By Willis: A Bill for an Act to extend the boundaries of Valley and Sheridan Counties.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 18th, 1915, at 2:25 p. m. to his Excellency, the Governor, House Bill No. 178 with duplicate, for his approval."

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 385, introduced by Committee on Education, A Bill for an Act entitled, 'An Act to amend Section 508 of Chapter 76 of the Session Laws of 1913, relating to duties of school trustees by requiring the use of an official seal,' beg leave to report back to the House with a recommendation that the same do pass."

On motion of Rainey, the report was adopted as read, and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 228, by Prosser, being a Bill for an Act entitled, 'An Act to provide for a license tax for traveling merchants, hawkers and peddlers, providing penalties for the violation thereof and prescribing rules and regulations for its enforcement and interpretation,' beg leave to report the same back with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 245, introduced by Judiciary Committee, being a Bill for an Act entitled, 'An Act to amend Section 6132 of the Revised Codes of Montana of 1907, relating to the sale of goods, wares and merchandise in bulk and relating to the verified statement of the vendor as to his creditors and to the application of the money received from such sales and to the invalidity of such sales and providing that money arising from such sales shall be applied to the payment of creditors of the vendor "Pro Rata" and not "Share and Share alike,"' beg leave to report the same back with the recommendation that it do pass."

On motion of Day, the report was adopted as read, and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 196, introduced by Shott, being A Bill for an Act entitled, 'An Act to amend Section 4, Chapter 110, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act defining the term 'Itinerant Vendors'; to regulate the licensing of same, to fix the amount of such licenses, to provide penalties for the violation of such regulation and for other purposes,' to repeal Section 5 of said Chapter 110, and to insert in said Chapter 110, Sections to be numbered Section 5, Section 5A, Section 5B and Section 5C; providing further regulations for the issuance of itinerant vendor's licenses; for deposits of money by such vendors, and subjecting such deposits to the lien of taxes and claims of creditors,' beg leave to report the same to the House with the recommendation that the Bill do pass."

On motion of Day, the report was adopted as read, and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 251, introduced by Prosser, being A Bill for an Act entitled, 'An Act providing for a lien upon any building, structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz lode, tunnel, city or town lot, farm, railroad, telegraph, telephone, electric light, gas or water works, or plant, for the amount of all supplies, groceries, feed or other necessities furnished to any contractor, boarding house keeper or other person, firm or corporation, to be used upon or while such contractor, boarding house keeper, or other person, firm or corporation, or employer of such contractor, boarding house keeper, firm or corporation is engaged in work upon, or the construction of any building, structure, bridge, flume, canal, ditch, aqueduct, mining claim, quartz lode, tunnel, city or town lot, farm, railroad, telegraph, telephone, electric light, gas or water works or plant; providing for the time in which such lien may be filed, the contents of the same, and the manner in which it may be foreclosed,' beg leave to report the same to the House with the recommendation that the Bill do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 282, by Jorgensen, being A Bill for an Act entitled, 'An Act to prevent fraud in the transfer of accounts receivable by secret transfers,' beg leave to report the same back with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 250, by Prosser, being A Bill for an Act entitled, 'An Act defining false advertising, making the same unlawful and prescribing penalties therefor,' beg leave to report the same back with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 345, introduced by Prosser, being A Bill for an Act entitled, 'An Act to regulate the business of traveling merchants who use a wagon, animal or other means of transportation than on foot, and of peddlers and hawkers who carry a pack and vend goods, wares or merchandise; requiring them to obtain permits from the Sheriff of the county wherein such business is to be carried on before a license therefor may be issued,' beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read, and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 249, by Prosser, being A Bill for an Act entitled, 'An Act defining fakirs and providing for the punishment of any person who sells goods, wares, or merchandise by means of any false representation, trick, device, or lottery, or by means of any game of chance, for the purpose of obtaining a greater price therefor than their actual retail price in value upon the market,' beg to report the same back with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 378, introduced by Smith of Lewis and Clark, being A Bill for an Act entitled, 'An Act to punish the making or use of false statements to obtain property or credit,' beg leave to report the same back to the House with the recommendation that the Bill be re-referred to the Committee on Banks and Banking."

On motion of Day, the report was adopted as read and the Bill was referred to the Committee on Banks and Banking.

Macdonald of Flathead, from the Committee on Ways and Means reported as follows:

"Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 394, being A Bill for an Act entitled, 'An Act to transfer funds from the State Athletic Commission Fund, and the State Bond Fund into the General Fund,' respectfully beg leave to report said Bill back to the House with the recommendation that it do pass."

On motion of Macdonald, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 391, introduced by Dwyer, A Bill for an Act entitled, 'An Act to amend Section 8662 of the Revised Codes of Montana, relating to receiver of stolen goods,' having had same under consideration, beg leave to report back with the recommendation that the Bill be amended as follows:

That the word 'Goods' being the last word in the title of said Bill be stricken out and the word 'Property' be inserted in lieu thereof, and that as so amended the Bill do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House

Bill No. 377, introduced by Day, A Bill for an Act entitled, 'An Act to amend subdivision 6 of Section 2 and Section 3 of Chapter 83 of the Laws of the Thirteenth Legislative Assembly relating to the regulation of sale of articles by weight, measure or numerical count,' having had same under consideration, beg leave to report back with the recommendation that the Bill be amended as follows:

That the last sentence of Section 1, page 2, reading as follows: 'The Board of County Commissioners shall audit such claims as are audited other claims against counties of this State' be stricken out and the following inserted in lieu thereof, 'Such claims shall be audited in the same manner as other claims against counties of this State,' and as so amended the Bill do pass.

On motion of Dwyer, the report was adopted as read and the Bill referred to Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 340, introduced by Booth, A Bill for an Act entitled, 'An Act providing for a municipal court in the city of Great Falls,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 367, introduced by Day, A Bill for an Act entitled, 'An Act providing that any private corporation now organized and existing, or which may hereafter be organized under any of the laws of Montana, may increase or decrease the number of shares into which the capital stock of such private corporation is divided, and providing the manner of increasing or decreasing the number of shares into which its capital stock is divided,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 370, introduced by Day, A Bill for an Act entitled, 'An Act providing that any private corporation now organized and existing, or which may hereafter be organized under the laws of Montana, may classify its directors in respect to the time for which they shall severally hold office, and amending Sections 3830 and 3834 of the Revised Codes of Montana of 1907,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 222, introduced by Graybeal, A Bill for an Act entitled, 'An Act to prevent an independent candidate from filing his petition for a nomination to office after primary elections have been held for such office' having had same under consideration, beg leave to report back with the recommendation that the Bill be amended as follows:

That the title of the bill be amended by striking out the words 'an independent' after the word 'prevent'. That the word 'candidate' be changed to 'candidates,' and that the word 'his' after the word 'filing' be stricken out and the word 'their' be inserted in its stead, and that as so amended the bill do pass."

On motion of Dwyer the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: We, a majority of your Committee on Judiciary, to whom was referred House Bill No. 373, introduced by Judiciary Committee, a Bill for an Act entitled, 'An Act to repeal Sections 2 to 19, both inclusive, of Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly, and to substitute in lieu thereof Sections No. 2 to 18, both inclusive, defining the powers and duties of the State Tax Commissioner and of County Assessors, and other officers; and providing for the classification and uniform assessment of all property in this State subject to taxation,' having had same under consideration, beg leave to report back with the recommendation that it do pass."



## MINORITY REPORT.

Mackel, Higgins, Smith of Lewis and Clark, Schmidt, Coburn and Gallagher, a minority from the Committee on Judiciary, reported as follows:

"Mr. Speaker: We, a minority of your Committee on Judiciary, to whom was referred House Bill No. 373, introduced by Judiciary Committee, a Bill for an Act entitled, 'An Act to repeal Sections 2 to 19, both inclusive, of Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly, and to substitute in lieu thereof Sections 2 to 18, both inclusive, defining the powers and duties of the State Tax Commissioner and of county assessors, and other officers; and providing for the classification and uniform assessment of all property in this State subject to taxation,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

Dwyer moved the adoption of the Majority Report.

Higgins moved as a substitute therefor the adoption of the Minority Report.

Macdonald of Flathead, supported by more than fifteen members demanded a call of the House.

The Chief Clerk thereupon proceeded to call the roll and the following members were found to be absent: Booth, Burnett, Easton, Gladden, Hall, Johnson, Kiley Lusk, McDonald of Teton, Mansur, Minnick, Ostle, Phillips, Prosser, Rundle, Taylor, Vidal.

Mr. Speaker instructed the Sergeant-at-Arms to bring the absentees before the Bar of the House.

On motion of Macdonald of Flathead, further proceedings under the call of the House were suspended.

Higgins' motion to adopt the minority report was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Buckley, Carpenter, Cariher, Coburn, Collins, Corr, Corwin, Easton, Fousek, Gallagher, Gladden, Harmon, Harper, Hedrick, Henry, Higgins, Hills, Jorgensen, Mackel, Moe, Moore, Parker, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Taylor, Wallin, Willis.—43.

Noes: Anderson, Bent, Bompert, Burnett, Burns, Cavitt, Choiniere, Crismas, Day, Doner, Dwyer, Einsel, Fishbaugh, Flanagan, Foltz, Franklin, Graybeal, Guinn, Hayes, Hawks, Healey, Hogan, Kelly, Lemmon, Lord, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Morris, Nutting, Page, Phillips, Prosser, Rainey, Searles, Shott Sullivan, Vidal, Wells, Wilde, Mr. Speaker—46.

Absent and not voting: Booth, Hall, Johnson, Kiley, McDonald of Teton, Ostle.—6.

Excused: None.

Dwyer's motion to adopt the majority report prevailed.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 239, a Bill for an Act entitled, 'An Act changing the boundary lines between the county of Rosebud and the county of Big Horn, and annexing certain territory from the County of Rosebud to the County of Big Horn,' respectfully beg leave to report as follows: That the bill be reported back to the House with the recommendation that it do pass as amended as follows: Amend Section 1, line 13, by striking out the words 'Township 4 South, Range 41 East, Township 4 South, Range 42 East, Township 4 South, Range 43 East, Township 4 South, Range 44 East.'"

On motion of Mason, the report was adopted as read and the bill was referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 62, by Junod, being an Act entitled, 'An Act fixing the time for the opening and closing of saloons in incorporated and unincorporated cities, towns, villages and elsewhere, and providing penalties; and amending Chapter 96 of the Session Laws of the Twelfth Legislative Assembly, relating to the closing of saloons,' report the same back to the House with the recommendation that the bill be concurred in."

On motion of McNally, the report was adopted as read and the bill was referred to the Steering Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 387, introduced by Hedrick, being an Act entitled, 'An Act to prohibit gambling upon pool and billiard tables, to punish those who participate therein as well as those who conduct or carry on such games, and to provide for early closing of all pool halls, billiard halls, bowling alleys and other places where pool is played,' report the same back to the House with the recommendation that the Bill do pass."

On motion of McNally, the report was adopted as read and the bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 395, being a Bill for an Act entitled, 'An Act to authorize and empower the State Land Board to invest the income derived from common school funds in interest bearing warrants upon the General Fund of the State,' beg leave to report said Bill back to the House with the recommendation that it do pass."

On motion of Macdonald, the report was adopted as read and the bill was referred to the Printing Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 365, introduced by Scott, being a Bill for an Act entitled, 'An Act to make Sheriffs and Deputy Sheriffs ex-officio Deputy Game and Fish Wardens and to allow them twenty-five per cent of all fines, collected in the prosecution of the game laws, to define their duties, and to provide that the State Game and Fish Warden may only appoint one paid deputy and one stenographer,' be reported back with the recommendation that it do not pass."

On motion of Searles the report was adopted as read.

Sullivan from the Committee on Apportionment and Representation, to whom was referred House Bill No. 343, introduced by Einsel, entitled, 'An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of statistical information thereof in the year 1915 and every tenth year thereafter and to authorize the publication thereof,' beg to report the same back to the House with the recommendation that the same do pass."

On motion of Sullivan the report was adopted as read and the bill was referred to the Printing Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bills Nos. 372 and 376, respectively beg leave to report as follows: That House Bill No. 372, introduced by Appropriation Committee, being a Bill for an Act entitled, 'An Act to provide for the construction of a Fish Hatchery for the propagation of food fish and other fish at some place, and upon a site in the State of Montana, to be selected by the State Fish Commission, and to appropriate money therefor,' be reported back with the recommendation that it do pass.

That House Bill No. 376, introduced by Bompert, being a Bill for an Act entitled, 'An Act to establish a Game Preserve in the Rocky Mountains, to be known as the Twin Buttes Game Preserve, for the protection of game, animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve,' be reported back with the recommendation that it do pass."

On motion of Searles, the report was adopted as read and the Bill was referred to the Printing Committee.

#### INTRODUCTION OF BILLS.

The following bills were introduced. (Day from the Committee on Appropriations, Morris and Harmon were granted permission to each introduce a bill without previous notice.)

Senate Bill No. 7, by Whiteside: A Bill for an Act entitled, "An Act to promote the distribution of improved seed grain by authorizing the County Commissioners in any county to purchase such seed grain and distribute the same among residents of the county."

Senate Bill No. 116, by Kinney: A Bill for an Act entitled, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the Laws of the Thirteenth

Legislative Assembly of the State of Montana, entitled "An Act providing for the execution, filing, renewal, and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that Chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773 of the Revised Codes of the State of Montana of 1907," respecting the filing of Chattel Mortgages; providing for the protection of creditors against the effect of unsatisfied Chattel Mortgages in whole or in part, and providing penalty for the removal of personal property under Chattel Mortgage from the county in which it is situated at the time of the execution of the Mortgage."

Senate Bill No. 63, by Oliver: A Bill for an Act entitled, "An Act fixing the time for the opening and closing of saloons on Sundays in incorporated and unincorporated cities, villages, towns and elsewhere, and providing penalties."

Senate Bill No. 54, by Annin: A Bill for an Act entitled, "An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties."

Senate Bill No. 45, by McCone: A Bill for an Act entitled, "An Act amending Chapter 112 of the Sessions Laws of the Twelfth Legislative Assembly of 1911, as amended by Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913; providing for the creation, organization and classification of new counties, for locating county seats; for the election and appointment of officers; and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties; and providing penalties for the violation thereof."

Senate Bill No. 49, by O'Shea: A Bill for an Act entitled, "An Act to provide for State Insurance of all public buildings and contents; to provide for the valuation thereof; to provide the duties of public officers; to prevent any other manner of insuring public property; to provide for the payment of insurance; and to provide penalties for any violation of this Act."

Senate Bill No. 150, by Brower: A Bill for an Act entitled, "An Act to change the boundary of Missoula and Powell County, Montana, and to take a certain part of Powell County therefrom and add the same to Missoula County."

House Bill No. 397, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of 1907."

House Bill No. 398, by Kelly (by request): A Bill for an Act entitled, "An Act to regulate the exhibition or use of moving pictures and stereopticon views; providing for and regulating the examination and approval of moving picture films and stereopticon views; fixing penalties for the violation of this Act."

House Bill No. 399, by Morris: A Bill for an Act entitled, "An Act to appropriate money for the equipment and maintenance of the Northern Montana Agricultural and Manual Training School, and Agricultural Experiment Sub-station in connection therewith for the two years commencing March 1st, 1915, and ending February 28th, 1917."

House Bill No. 400, by Harmon: A Bill for an Act entitled, "An Act to amend Sections 8, 10, 15 and 16 of Chapter 108, Session Laws of the Eleventh Legislative Assembly entitled, 'On Act to regulate Public Service of Stallions and Jacks in Montana'."

House Bill No. 401, by Shott: A Bill for an Act entitled, "An Act to amend Section 292 of the Revised Codes of Montana, relating to salaries of District Judges."

House Joint Resolution No. 5, by Gladden: A Resolution memorializing Congress for the building of one steel bridge jointly with Sanders County, across the Flathead River on the Flathead Indian Reservation.

#### READING OF SENATE BILLS.

Senate Bill No. 7 read first and second time by title only and referred to the Committee on Agriculture.

Senate Bill No. 116 read first and second time by title only and referred to the Committee on Judiciary.



Senate Bill No. 63 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 54 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 45 read first and second time by title only and referred to the Committee on New Counties and Divisions.

Senate Bill No. 49 read first and second time by title only and referred to the Committee on Insurance.

Senate Bill No. 150 read first and second time by title only and referred to the Committee on Townships and Counties.

#### READING OF HOUSE BILLS.

House Bill No. 397 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 398 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 399 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 400 read first and second time by title only and referred to the Committee on Agriculture.

House Bill No. 401 read first and second time by title only and referred to the Committee on Judiciary.

House Joint Resolution No. 5 read first and second time by title only and referred to the Committee on Highways.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bill No. 190 and House Joint Resolution No. 4 respectfully beg leave to report the same back to the House as correctly engrossed."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 19, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills have been read three several times and concurred in as amended and are herewith returned for your concurrence in Senate amendments:

House Bill No. 21, by Morris: 'An Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by national and state banks, and banking corporations and the assessment for taxation purposes and the payment of taxes on shares of stock in national and state banks and banking corporations and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith.'

Also House Bill No. 189, by Rundle: 'An Act to compel Abstracters of Title to real estate to file a bond for the protection of those with whom they deal and to procure a seal; to provide for the issuance of a certificate of authority to such Abstracters; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the Courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate amendments to House Bill No. 21 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Higgins Hills, Hogan, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle.



Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—83.

Noes: None.

Absent and not voting: Booth, Fishbaugh, Hall, Hayes, Johnson, Kiley, McDonald of Teton, Macdonald of Flathead, Marsh, Ostle, Phillips, Willis.—12.

Excused: None.

Senate amendments to House Bill No. 189 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanagan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Hogan, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—83.

Noes: None.

Absent and not voting: Graybeal, Hall, Healey, Higgins, Johnson, Kiley, McDonald of Teton, Ostle, Prosser, Smith of Missoula, Willis.—11.

Excused: Booth—1.

“Senate Chambers, Helena, Montana, February 19, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in are herewith returned:

House Bill No. 38, by Lemmon, ‘An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of Montana of 1907.’

Also House Bill No. 98, by McNally, (An Act appropriating \$2,400.00) Twenty-four Hundred Dollars, or as much thereof as may be necessary to pay the salary and expenses of the Custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana.’

Also House Bill No. 105, by Rasmussen, ‘An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of Probation Officers in Judicial Districts, specification of their duties, and providing for their compensation.’

Also House Bill No. 165, by Lusk, ‘An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof.’

Also House Bill No. 208, by Committee on Ways and Means, ‘An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916.’

Also House Bill No. 216, by Committee on Appropriations, ‘An Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain Inspection Department prior to March 1st, 1915.’

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence:

Senate Bill No. 45, by McCone, entitled, ‘An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties; and providing penalties for the violation thereof; and to repeal Chapter 112 of the

Session Laws of the Twelfth Legislative Assembly of 1911, and Chapter 133 and Chapter 135 of the Session Laws of the Thirteenth Legislative Assembly of 1913.'

Senate Bill No. 49, by O'Shea, entitled, 'An Act to provide for State Insurance on all public buildings; and contents; to provide for the valuation thereof; to provide the duties of public officers; to prevent any other manner of insuring public property; to provide for the payment of insurance; and to provide penalties for any violation of this Act.'

Senate Bill No. 54, by Annin, entitled, 'An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties.'

Senate Bill No. 63, by Oliver, entitled, 'An Act fixing the time for the opening and closing of saloons on Sundays in incorporated and unincorporated cities, villages, towns and elsewhere; and providing penalties.'

Senate Bill No. 116, by Kinney, entitled, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773 of the Revised Codes of the State of Montana of 1907;" respecting the filing of Chattel mortgages; providing for the protection of creditors against the effect of unsatisfied chattel mortgages in whole or in part; and providing penalty for the removal of personal property under chattel mortgages from the county in which it is situated at the time of the execution of the mortgage.'

Senate Bill No. 150, by Brower, entitled, 'An Act to change the boundary of Missoula and Powell Counties, Montana, and to take a certain part of Powell County therefrom and add the same to Missoula County.'

The foregoing titles were agreed to.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 156, being a Bill for an Act entitled, 'An Act to create certain funds in the State Treasury to provide for retirement of public school teachers; providing for the creation of these funds by contributions from teachers, investment of funds, gifts to funds and appropriations; providing for the custody and management of these funds; providing for the collection, conditions of investment and condition of distribution of the funds; providing for the creation of boards to have charge of the funds; and prescribing the duties and powers of such Boards; providing for place of meeting of such Board; providing for help and expenditures for such Board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distribution of these funds, including the amount of time and term of payment,' today reported said Bill with the recommendation that Bill do pass with the following amendments:

(1) That all of Section 13 be stricken out and the following inserted in lieu thereof:

'Section 13. Every public, state or county school teacher who shall have served as a legally qualified teacher in public, state or county day or evening schools or partly as such teacher and partly as state or county or city superintendent or supervising executive or educational administrator for at least twenty-five school years at least fifteen of which shall have been in the schools as hereinbefore specified, of this State including the last ten years of service unless leave of absence shall have been granted by proper school authorities, shall be entitled to retirement. Upon retirement such teacher shall be entitled to receive during life an annual retirement salary of Six Hundred (\$600.00) Dollars, payable in installments quarterly by warrants drawn as provided in this Act.

Provided, that teachers in the service of this State at the time of the passage of this Act, who shall have served in states other than this, shall, at

the end of twenty-five years' service, the last ten of which shall be in this State, as hereinbefore provided, be entitled to the benefits of this Act.'

(2) Strike out all of Section 14 and insert in lieu thereof the following:

'Section 14. Any legally qualified public, state or county school teacher who shall have served as such or in the capacity of school officer as hereinbefore specified for at least fifteen school years in the public schools or school offices as specified above, of this State, and who shall, by reason of bodily or mental infirmity, have become physically or mentally incapacitated for further school service, shall be entitled to retire, or may, by the Board of Education, School Trustees or other school authorities employing such teacher, be compelled to retire. Upon such retirement, voluntary or involuntary, such teacher shall be entitled to receive, during the period of such disability, an annual retirement salary, which shall bear the same proportion to Six Hundred (\$600.00) Dollars as is borne by the number of years of said teacher's time of service to twenty-five years.'

(3) After Section 19 insert the following new section:

'Section 20. Should the Courts declare any section of this Act unconstitutional or unauthorized by law or in conflict with any other provision of this Act, then such decision shall affect only the section or provision so declared to be unconstitutional or void, and shall not affect any other section or part of this Act.'

(4) That Section numbered twenty shall be changed to Section 21 to conform therewith.

(5) That Section numbered twenty-one shall be changed to Section 22 to conform therewith. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 120, by the Joint Committee on Education, entitled, 'An Act to provide for the re-districting of the third class districts in each county; creating a rural school district in each county, composed of all third class districts and parts thereof as a unit for the purposes of administration and taxation; providing for the creation of sub-divisions of rural districts for the purposes of local administration; providing for Boards of Trustees for rural school districts, and prescribing the manner of election, number, terms, powers, and duties of said Boards of Trustees; providing for the appointment of local clerks in subdivisions, and prescribing the powers and duties of the same; providing for taking over of funds, property, and indebtedness of third class districts by the rural schools districts; providing for the assumption and payment of all indebtedness of third class districts by the rural school district; providing for bonding of school districts for payment of indebtedness; and providing the manner of acceptance of the provisions of this Act by the people of the several counties,' today reported said Bill with the recommendation that it do pass.

Also Senate Bill No. 106, by Stevens, entitled, 'An Act to create the seventeenth Judicial District of the State of Montana, to be composed of the counties of Valley, Phillips and Sheridan; to change the boundaries of the twelfth Judicial District of the said State of Montana to conform thereto; and to provide for the designation, powers, duties, term and compensation of the Judge of the said Seventeenth Judicial District,' today reported said Bill with the recommendation that it do pass with the following amendments:

Senate Bill No. 106, amend the title by inserting in line 5 thereof after the word 'thereto' the words 'and to provide one Judge for the said Twelfth Judicial District.'

Amend Senate Bill No. 106, in the title, by inserting before the word 'Valley' the word 'Phillips.'

Amend Senate Bill No. 106, Section 1, by inserting before the word 'Valley' in line 3 of the printed Bill the word 'Phillips.'



Amend Senate Bill No. 106, Section 2, in line 7, by adding after the word 'Blaine', 'and shall have but one Judge.'

Amend Senate Bill No. 106, Section 5, by inserting in line 15 of the printed Bill the word 'Phillips' before the word 'Valley.'

Also Senate Bill No. 111, by Annin, entitled, 'An Act to fix the salaries of County Superintendents of Schools in Counties of the Seventh and Eighth class at the sum of Twelve Hundred (\$1,200.00) Dollars per annum,' today reported said Bill with the recommendation that same do pass.

Also Senate Bill No. 105, by Stevens, entitled, 'An Act to regulate the issuance of bonds for public warehousemen in accordance with the provisions of the laws of Montana in relation thereto, and providing penalties for the violation thereof,' today reported said Bill with the recommendation that same do pass.

Also Senate Bill No. 150, by Brower, entitled, 'An Act to change the boundary of Missoula and Powell County, Montana, and to take a certain part of Powell County therefrom and add the same to Missoula County,' today reported said Bill with the recommendation that same do pass.

Also Senate Bill No. 54, by Annin, entitled, 'An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties,' today reported said Bill with the recommendation that same do pass, as amended as follows:

Senate Bill No. 54, amend Section 1 by striking out in line 19 the words 'Four Million' and inserting in lieu thereof the words 'Three Million, Five Hundred Thousand.'

Senate Bill No. 54, amend Section 1 by striking out in line 21 the words 'Four Million' and inserting in lieu thereof the words 'Three Million, Five Hundred Thousand.' Report adopted. Above Bills referred to Printing Committee.

Also House Bill No. 224, by Committee on Affairs of Cities, entitled, 'An Act prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana, providing penalties for the violation thereof, and providing for a referendum of said Act and providing the time when said Act shall take effect,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 38, by Lemmon, entitled, 'An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1842 of the Revised Codes of Montana of 1907,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 98 by McNally, entitled, 'An Act appropriating (\$2,400.00) Twenty-four Hundred Dollars, or as much thereof as may be necessary to pay the salary and expenses of the custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 189, by Rundle, entitled, 'An Act to compel Abstracters of Title to real estate to file a Bond for the protection of those with whom they deal and to procure a seal; to provide for the issuance of a certificate of authority to such Abstracters; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the Courts; also providing for a new or additional bond and the procedure to be followed in procuring the same, including an appeal to the District Court; and providing penalties for the violation of this Act,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 216, by Appropriations Committee, entitled, 'An Act to appropriate money for the payment of salaries and other expenses of conducting the State Grain Inspection Department prior to March 1st, 1915,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 21, by Morris, entitled, 'An Act providing for and relating to the assessment for the purposes of taxation, of the real estate owned by national and State Banks, and Banking Corporations, and the assessment for



taxation purposes and the payment of taxes on shares of stock in National and State Banks and Banking Corporations and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 165, by Lusk, entitled, 'An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 208, by the Committee on Ways and Means, entitled, 'An Act to provide for the support of the Government of the State of Montana for the years of 1915 and 1916,' today reported said Bill with the recommendation that same be concurred in.

Also House Bill No. 105, by Rasmussen, entitled, 'An Act to amend Section 14 of Chapter 122 of the Acts of the Twelfth Legislative Assembly of the State of Montana, Session of 1911, relating to the appointment of probation officers in Judicial Districts, specification of their duties, and providing for their compensation,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 11:15 A. M. this day that Enrolled copy of Senate Bill No. 37 and Senate Bill No. 68 were transmitted to His Excellency, the Governor and the dated receipt therefor received from the Governor.

Also that at the hour of 2:20 P. M. this day, enrolled copy of Senate Bill No. 73 was transmitted to His Excellency, the Governor and the dated receipts therefor received from the Governor.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 150, by Brower, being a Bill for an Act entitled, 'An Act to change the boundary of Missoula and Powell Counties, Montana, and to take a certain part of Powell County therefrom and add the same to Missoula County,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Also Senate Bill No. 153, by Roberts, being a Bill for an Act entitled, 'An Act to amend Section 8555 of the Revised Codes of the State of Montana of 1907, relative to the sale of liquors at retail within five miles of grading and other camps,' today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, to whom was referred Senate Bill No. 141, introduced by Burlingame, a Bill for an Act entitled, 'An Act to define the widths of tires used upon vehicles other than motor vehicles traveling upon the Public roads, highways, and streets in the State of Montana; providing for a penalty and the disposition of fines that may accrue therefrom and providing a date upon which this Act shall become effective,' beg to report back with the recommendation that said Bill be indefinitely postponed. Report adopted.

Also Senate Bill No. 154, introduced by Burla, a Bill for an Act entitled, 'An Act to amend Section 1416 of the Revised Codes of Montana, 1907, relating to Public Bridges and defining the word "Bridge",' beg to report with the recommendation that said Bill be indefinitely postponed. Report adopted.

Also Substitute for Senate Bill Bo. 154, introduced by Committee on Roads, Highways and Bridges, being a Bill for an Act entitled, 'An Act to amend Section 1417 of the Revised Codes of Montana, 1907, relating to Public Bridges and defining the word "Bridge"; beg leave to report that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, having had under consideration Senate Bill No. 112, introduced by Selway, a Bill for an Act entitled, 'An Act amending Section 1884 of the Revised Codes of Montana of 1907, providing for the creation of a Livestock Board; prescribing its powers and duties in the care and preservation of the Livestock Industry in the State of Montana; and repealing the laws providing for a Board of Stock Commissioners and for a Board of Sheep Commissioners; and conferring upon the Livestock Sanitary Board the power and authority vested by law in the Board of Stock Commissioners and the Board of Sheep Commissioners.'

Also Senate Bill No. 113, introduced by Selway, a Bill for an Act entitled, 'An Act to amend Sections 1790 and 1791 of the Revised Codes of Montana of 1907, regarding the recording of marks and brands and the collection and disposition of fees therefor.'

Report the following substitute: A Bill for an Act entitled, 'An Act amending Section 1884 of the Revised Codes of Montana of 1907, providing for the creation and powers of the Livestock Sanitary Board in the care and preservation of the General Livestock Industry of the State of Montana; repealing Sections 1782, 1783 and 1785 of the Revised Codes of 1907, providing for a Board of Stock Commissioners, and Section 1854, 1855 and 1856 of the Revised Codes of 1907, providing for a Board of Sheep Commissioners and the organization thereof; conferring upon the Livestock Sanitary Board all of the power and authority now vested by law in the Board of Stock Commissioners and the Board of Sheep Commissioners, amending Sections 1790 and 1791 of the Revised Codes of 1907 relating to the recording of marks and brands and the collection and disposition of fees received therefor; creating a "Livestock Sanitary Board Fund" and providing that funds now on hand or hereafter received or collected for the stock inspection and detective fund or for the Sheep Inspection and indemnity fund of the State be credited to the "Livestock Sanitary Board Fund," and accordingly amending the provisions of Section 3 of Chapter 49 of the Laws of 1911.' Said Committee recommend that said Bill be printed.

Also House Bill No. 240, introduced by Committee on Livestock and Public Ranges, a Bill for an Act entitled, 'An Act to protect the owners of cattle and to cause the inspection of the same before their removal from one county to another within the State of Montana.'

Said Committee report same back with recommendation that it be concurred in.

Also House Bill No. 241, introduced by Committee on Livestock and Public Ranges, a Bill for an Act entitled, 'An Act to amend Section 1904 of the Revised Codes of Montana of 1907 as the same appears after amendment by the provisions of Chapter 50 of the Laws of the Twelfth Legislative Assembly relating to the Bounty on certain animals.'

Said Committee report same back with recommendation that it be concurred in.

Also House Bill No. 242, a Bill for an Act entitled, 'An Act directing the levying of a tax on livestock for the purpose of aiding in the payment of salaries and expenses of the Board of Stock Commission. The Board of Sheep Commissioners and the Livestock Sanitary Board and for the payment of indemnity for animals slaughtered and of expenses in investigating and suppressing diseases and for the payment of bounties on wild animals, and repealing Chapter 49 of the Session Laws of the Twelfth Legislative Assembly relating to the levying

of a tax for the payment of bounties, stock inspection and indemnity purposes.' Said Committee recommend that same be concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred Senate Joint Memorial No. 5, entitled, 'A Memorial to the Congress of the United States to secure an allotment of lands upon the Blackfeet Indian Reservation, for the Cree Indians now living in Montana,' today reported said Senate Joint Memorial No. 5 with the recommendation that same be adopted. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills numbered 124, 128, 129, 130, 131, 132, 142 and Senate Joint Memorial No. 4, today reported that said Bills and Joint Memorial had been correctly printed. Also that Senate Bill No. 11 had been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 37, being a Bill for an Act entitled, 'An Act to provide a lien upon growing crops and grain threshed therefrom for the purchase price of the seed and grain furnished for the production and cultivation of such crop.'

Also Senate Bill No. 68, a Bill for an Act entitled, 'An Act establishing the boundary and defining definitely the boundary lines between Richland and Wibaux Counties,' today reported that said Bills had been correctly enrolled.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bill No. 116, today reported that said Bill had been correctly engrossed. Report adopted.

Said Committee also reported Senate Bills Nos. 45, 49, 54 and 63 correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee reported today the following Bills for General File: House Bill No. 224, 38, 98, 189, 216, 21, 165, 208, 105, 120; Senate Bill No. 106, 111, 105, 150.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bill was today introduced in the Senate, read first and second time and referred to the following committee:

Senate Bill No. 162, by Lane, entitled, 'An Act to amend Section 19, of Chapter 57 of the Session Laws of the Twelfth Legislative Assembly, entitled, "An Act providing for a Commission Form of Government for cities, providing for the election of officers therein and defining their duties and powers and providing for their compensation".' Referred to the Committee on Counties, Towns, and Municipal Corporations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 19, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second time and referred as follows:

House Bill No. 152, by Macdonald of Flathead, 'An Act providing for the management and control of the timbered lands now owned by or hereafter to be acquired by the State of Montana, including protection of the timber growing thereon and the naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of fire wardens, providing for the expenses thereof, and prescribing penalties for the violation of this Act.' Referred to Committee on Public Lands.

Also House Bill No. 156, by Sales: 'An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with and a Department of the Montana Agricultural College at Bozeman, Montana.' Referred to Committee on Agriculture and Manufactures.

Also House Bill No. 144, by Committee on State Boards and Officers, 'An Act to prescribe the duties and powers of the State Examiner with reference to the examination of the books and accounts of incorporated cities and towns and of school districts of the first and second class, and fixing the fees for the examination thereof, and authorizing the State Board of Examiners to provide an additional deputy in the office of the State Examiner if necessary and to repeal Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly.'

Referred to Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 207, by Committee on Banks and Banking, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of Bonds by Counties. Referred to Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 183, by McNally, 'An Act to amend Section 3 of Chapter 129 of the Montana Session Laws of 1911, being an Act in aid of the Disability Fund of Fire Departments in incorporated cities for the relief of sick, injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from Fire Insurance Companies doing business within the State.' Referred to Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 171, by Fousek, 'An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being an Act approved March 14th, 1913, entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907 and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, "An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907 and providing that interest coupons for the payment of interest of any special improvement District Warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City Clerk of such city or town, approved March 2nd, 1911," and legalizing and validating the creation of certain Special Improvement Districts in the cities and towns of the State of



Montana, and the bonds and warrants issued or to be issued to defray the costs and expenses incurred, or to be incurred in the construction of the improvements made or to be made in any such districts and the assessments levied or to be levied in any such districts to defray the costs of making the improvements therein, and repealing all Acts, or parts of Acts in conflict therewith.'" Referred to the Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 180, by Wilde, 'An Act to amend Sub-section 1 of Section 7892 of the Revised Codes of Montana of 1907, relating to witnesses.' Referred to Committee on Judiciary.

Also House Bill No. 145, by Dwyer, 'An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its Charter or Articles of Incorporation in the office of Secretary of State of Montana.' Referred to Committee on Judiciary.

Also House Bill No. 235 by Coburn, 'An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of Court in counties where a Session of Court is not or cannot be held by a Judge thereof or in any county where the business of the Court is not or cannot be dispatched with reasonable promptness and providing that the Governor may, upon application of any interested person, require some District Judge to hold Court in said County for such time as may be specified in the order.' Referred to Judiciary Committee.

Also House Bill No. 191, by Corwin, 'An Act to regulate the practice of Pharmacy and regulating the manufacture and sale of drugs and medicines in the State of Montana, and providing penalties for the violation of this Act.' Referred to Committee on Sanitary Affairs.

Also House Bill No. 199, by Eliel, 'An Act appropriating the sum of Five Hundred Dollars (\$500.00) to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses erroneously slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912.' Referred to Committee on Finance and Claims.

Also House Bill No. 220, by Appropriations Committee, 'An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana.' Referred to Committee on Finance and Claims.

Also House Joint Memorial No. 5, relating to the opening of the Fort Peck Indian Reservation for settlement.' Referred to Federal Relations.

Also House Joint Memorial No. 6, by Hills, a Memorial to the Honorable Senate and House of Representatives of the United States, in Congress assembled, requesting the passage of House Bill No. 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of forestry students in collegiate institutions that are or may be aided by states in which are Federal Forest Reserves.' Referred to Federal Relations.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, Senate Bills numbered 37 and 68.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second time and referred to the following committee:

Senate Bill No. 159, by Fishbeck, entitled, 'An Act to amend Section 6314 of the Revised Codes of Montana of 1907, relating to the powers of District Judges in Chambers, and with relation to the powers of District Judges in Default and party matters.' Referred to Committee on Judiciary.

Senate Bill No. 160, by Edwards, entitled, 'An Act limiting the number of social clubs wherein liquors are kept or disposed of within the State of Montana and providing penalties for the violation thereof.' Referred to Committee on Counties and Towns.

Senate Bill No. 161, by Committee on Public Lands, entitled, 'An Act authorizing the State Land Board to contract and agree with the United States for the waiver of the State's right to unsurveyed school sections in forest reserves, and to accept lands in lieu thereof and validating agreements heretofore made for that purpose.' Referred to Committee on Public Lands.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 19th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the introduction of Bills have this day been given:

By Annin: 'An Act fixing the number of District Judges there shall be in the First Judicial District of the State of Montana.'

By Byrnes: 'An Act providing for the appointment of an additional deputy by the Secretary of the Bureau of Child and Animal Protection, who shall be a female and prescribing her duties, powers and salary.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF SENATE RESOLUTIONS.

Senate Joint Resolution No. 8, introduced by Committee on Senate Employees.

"Whereas, under Section 5 of Senate Bill No. 56, the Senate and House of Representatives may, by a joint resolution, adopted and spread upon the minutes of each House, provide for the employment of additional help in cases of emergency, where extraordinary business render such a course necessary for the orderly and expeditious conduct of the business of the Legislative Assembly, and

Whereas, the Senate finds it necessary for the expeditious conduct to business to have additional help, viz; two clerks for proof readers to be stationed at the State Publishing Company, in order to expedite the delivery of Senate Bills:

Now, Therefore, Be It Resolved, by the Senate of the Fourteenth Legislative Assembly of the State of Montana, the House of Representatives concurring, that the Employment Committee of the Senate be authorized to appoint the additional help above stated in this Resolution, such clerks and other help being required to expedite the business of the Legislative Assembly," having been read three several times was adopted by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Harper, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Mr. Speaker—78.

Noes: Higgins, Wallin—2.

Absent and not voting: Easton, Graybeal, Hall, Harmon, Hayes, Johnson, Kiley, McDonald of Teton, McNally, Mansur, Marsh, Ostle, Scott, Willis—14.

Excused: Booth—1.

Resolution adopted and returned to the Senate.

On motion of Day, the third reading at length of House Bills was dispensed with and the Journal was authorized to show that they had been read at length on third reading.

### THIRD READING OF HOUSE BILLS.

House Bill No. 190, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly,

Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Morris, Nutting, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker—74.

Noes: Harper—1.

Absent and not voting: Corwin, Day, Doner, Easton, Gallagher, Gladden, Hall, Harmon, Hayes, Johnson, Kiley, McDonald of Teton, Marsh, Moore, Ostle, Prosser, Sanderson, Scott, Willis—19.

Excused: Booth—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 197, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Burnett, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hedrick, Henry, Higgins, Hogan, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Minnick, Moe, Moore, Morris, Parker, Prosser, Rainey, Rasmussen, Rixon, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Smith of Missoula, Sullivan, Taylor, Vidal, Wells, Wilde, Mr. Speaker—69.

Noes: Bechtel, Burns, Corr, Hills, Mackel, Nutting, Sanderson, Wallin—8.

Absent and not voting: Buckley, Day, Doner, Easton, Hall, Harmon, Hawks, Healey, Johnson, Kiley, Marsh, Ostle, Page, Phillips, Rundle, Stone, Willis—17.

Excused: Booth—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 262, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Carlier, Cavitt, Coburn, Choiniere, Corr, Corwin, Day, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Mr. Speaker—76.

Noes: Carpenter, Collins, Nutting, Wallin—4.

Absent and not voting: Burns, Crismas, Doner, Dwyer, Hall, Harmon, Johnson, Kiley, Macdonald of Flathead, Marsh, Ostle, Page, Rundle, Willis—14.

Excused: Booth—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Joint Resolution No. 4, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker—81. Noes: None.

Absent and not voting: Crismas, Day, Doner, Hall, Harmon, Johnson, Kelly, Kiley, McCarthy, Ostle, Rasmussen, Rundle, Willis—13.

Excused: Booth—1.

Resolution transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House recessed at 12:15 o'clock P. M. until 2:00 o'clock P. M.

## AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

At this time, Mr. Speaker announced that he was about to sign House Bill No. 18 and House Bill No. 216 and thereupon proceeded to sign the same in open session.

## REPORTS OF STANDING COMMITTEES.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 20th: Senate Bill 78, House Bills 224, 255, 263, 264, 285, 286, 288, 324, 289, 280, 334, 335, 297, 296, 267."

On motion of McMahon, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

## GENERAL ORDERS.

Hedrick in the Chair.

House resumed.

Mr. Speaker in the Chair.

Hedrick from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 78, a Bill for an Act entitled, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the counties of Rosebud, Big Horn and Musselshell; to change the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto; and to provide for the designation, powers, duties, term and compensation of Judge of said Fifteenth Judicial District,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also Senate Amendments to House Bill No. 224, having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also House Bill No. 255, a Bill for an Act entitled, "An Act to provide for the organization of consolidated school Districts,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 263, a Bill for an Act entitled, 'An Act to amend Section 2002 of Chapter XX of the General School Law enacted by the Thirteenth Legislative Assembly, providing for a Special Tax levy for School purposes and fixing the maximum of any such levy,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 264, a Bill for an Act entitled, 'An Act to amend Section 2112 of Chapter 76 of the Session Laws of 1913, providing for the support of District High Schools,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 285, a Bill for an Act entitled, 'An Act to amend Section 1000 of Chapter 76 of the Session Laws of 1913, providing for teachers' institutes, and to repeal Section 1001,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out.

Also House Bill No. 286, a Bill for an Act entitled, 'An Act to provide for teacher training in accredited high schools and to license the graduate thereof to teach under certain conditions,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass as amended.

Also House Bill No. 288, a Bill for an Act entitled, 'An Act requiring the teaching of agriculture in the Rural Schools and regulating the qualifications of teachers,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.



Also Substitute House Bill No. 324, a Bill for an Act entitled, 'An Act to provide a method of voting at general and primary elections by electors absent or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 289, a Bill for an Act entitled, 'An Act providing for the delivery of ballots and stamps by the county clerk to the Judges of Election and for the delivery of the election returns to the County Clerk, amending Section 583 of the Revised Codes of the State of Montana of 1907, and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547A, 583A, 583B,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 280, a Bill for an Act entitled, 'An Act to amend Section 6 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such Act entitled as follows: "An Act to create and establish a standard sized apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes, and providing a penalty for the violation of this Act,"' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 334, a Bill for an Act entitled, 'An Act relating to exceptions and to Bills of exceptions and statements of the case in their relation to exceptions, and amending Section 6784 of the Revised Codes of 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 335, a Bill for an Act entitled, 'An Act to amend Sections 5923 and 5935 of the Revised Codes of Montana of 1907, relating to the presentment for payment of negotiable instruments,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 297, a Bill for an Act entitled, 'An Act providing a method for the assessment and taxation of all Insurance Companies organized under the laws of the State of Montana and providing upon what property Insurance Companies shall be assessed and taxed, and allowing certain deductions,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 296, a Bill for an Act entitled, 'An Act to amend Sections 4017 and 4018, of the Revised Codes of Montana, 1907, pertaining to the license fees of Insurance Corporations, associations and societies, and allowing deductions to be made where any Company has fifty per cent of its capital invested in Montana Securities,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 267, a Bill for an Act entitled, 'An Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom." Hedrick moved the adoption of the report as read.

Shott moved as a substitute therefor that the report on House Bill No. 267 be segregated from the report of the Committee of the Whole, and be considered separately. Motion lost.

Macdonald of Flathead, moved as a substitute to Hedrick's motion that the report on the Senate Amendments to House Bill No. 224 be segregated from the report of the Committee of the Whole and be considered separately. Motion lost.

Hedrick's motion to adopt the report of the Committee of the Whole as read prevailed.

No objections being offered, at the request of Johnson, Mr. Speaker reverted to Order of Business.

#### NOTICES OF BILLS.

The following notices of bills were given:

By Johnson: A Bill for an Act entitled, "An Act to amend Section 801 of

Chapter VIII of Chapter 76, and Section 1500 of Chapter XV of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly."

By Corr: A Bill for an Act entitled, "An Act to provide for the payment of employes within 5 days of the time of the termination of such service and providing a penalty for the violation thereof."

By Bent: A Bill for an Act entitled, "An Act to authorize the State to become indebted in excess of the constitutional limit to build a twine factory at the State Prison, and to buy the raw material therefor, and to submit the question of Bonds to the people at the next General Election."

By Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to amend Section 8377 of the Revised Codes of Montana of 1907, relating to the keeping or resorting to places where opium is sold or used."

By Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to provide for the levying execution against the wages, debts, earnings, salary, income from trust funds or profits due and owing, or to become due and owing to a judgment debtor, and providing that such levy of execution become a lien and a continuing levy upon the wages, debts, earnings, salary, income from trust funds or profits due and owing, or to become due and owing to a judgment debtor, and providing limitations of and conditions upon which said execution shall issue."

No objection being offered, Mr. Speaker, at the request of McCarthy, reverted to Order of Business.

### RESOLUTIONS.

McCarthy, chairman on the Committee of House Employes, offered the following Joint Resolution:

"Whereas, under Section 5 of Senate Bill No. 56, the House of Representatives and the Senate may, by a Joint Resolution, adopted and spread upon the Journals of each House, provide for the employment of additional help in cases of emergency where extraordinary conditions render such a course necessary for the orderly and expeditious conduct of the business of the Legislative Assembly, and

Whereas, The House of Representatives now finds it necessary for the expeditious conduct of business to have additional help, viz: two clerks for the enrolling room, one clerk for the Chief Clerk's office and one Janitor, to expedite the work of the House of Representatives;

Now, Therefore, Be It Resolved, by the House of Representatives of the Fourteenth Legislative Assembly of the State of Montana, the Senate concurring, that the Employment Committee of the House of Representatives be and is hereby authorized to appoint the additional help above set forth in this Resolution, such Clerks and other help being required in order to expedite the business of the Assembly."

On motion of McCarthy, the Resolution was duly adopted.

On motion of Day, the House adjourned at 4:40 o'clock p. m until 2:00 o'clock p. m., Monday, February 22, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. Walsh, Chief Clerk.

## FIFTIETH DAY.

Monday, February 22, 1915.

House convened pursuant to adjournment at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: Taylor.

Fishbaugh from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-eighth day and find the same to be correct."

On motion of Fishbaugh, the report was adopted as read.

At this time, Mr. Speaker announced that he was about to sign House Bills Nos. 208, 38, 153, 165 and 98 and thereupon proceeded to sign the same in open session.

## REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment has been instructed by the Chief Clerk to make the following corrections:

House Bill No. 105, introduced by Rasmussen, page 2, line 31, third word, 'Commissioner to Commission,' making the same read 'for the commission of any offense' instead of 'for the commissioner of any offense.' Page 4, line 8, ninth word, spell 'commit' instead of 'comit;' and the word 'guardian' instead of 'guarian' Page 8, lines 21 and 22, striking out the words 'unless such guardian, institution, or association' above words deemed superfluous. I hereby certify that the above is correct.

W. J. WALSH, Chief Clerk."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bill No. 336, beg leave to report that the same has been returned correctly printed."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 20th, 1915, at 2:10 p. m. to His Excellency, the Governor, House Bills Nos. 18 and 216, with duplicates, for his approval."

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 276, being a Bill for an Act entitled, 'An Act to promote the Poultry Industry in the State of Montana, providing appropriations for the work and making provisions for its administration,' beg leave to report said bill back to the House with the recommendation that it do not pass."

On motion of Day, the report was adopted as read.

'Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 274, by Gallagher, a Bill for an Act entitled, 'An Act to amend Section 2891 of the Revised Codes of the State of Montana of 1907, relative to the time when the regular meetings of the Boards of County Commissioners of the several counties shall be held,' respectfully beg leave to report that the same do pass."

On motion of Anderson, the report was adopted as read and the bill was referred to the Printing Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 353, by Eliel, a Bill for an Act entitled, 'An Act to amend Section 2098 of the Revised Codes of Montana of 1907, relating to the duty of the State Auditor in preparing statistics,' respectfully beg leave to report that the same do pass."

On motion of Anderson, the report was adopted as read and the bill was referred to the Committee on Printing.

On motion of Hayes, the Chairman of the Printing Committee was ordered to add to his report of bills correctly printed House Bill No. 238 and that the Chief Clerk was instructed to make the necessary corrections therein.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had for our consideration Senate Bill No. 108, introduced by Byrnes, being a Bill for an Act entitled, 'An Act to amend Section 3742 of the Revised Codes of 1907, of the State of Montana, and equally entitling the father and mother to the care, custody and services of legitimate unmarried minor children,' having had the same under due consideration, beg leave to report this bill back to the House with the recommendation that it be concurred in."

On motion of Bent, the report was adopted as read and the bill was referred to the Steering Committee.

Willis from the Committee on Insurance reported as follows:

"Mr. Speaker: Your Committee on Insurance, after having under consid-

eration House Bill No. 379, beg leave to report the same back to the House with the recommendation that same do pass."

On motion of Willis, the report was adopted as read and the bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 400, introduced by Harmon, entitled, 'An Act to amend Sections 8, 10, 15 and 16 of Chapter 108, Session Laws of the Eleventh Legislative Assembly entitled, "An Act to regulate Public Service of Stallions and Jacks in Montana",' respectfully beg leave to report that this bill do pass."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, a Majority of your Committee on Townships and Counties, having had under consideration House Bill No. 392, a Bill for an Act entitled, 'An Act changing and defining the boundaries of Meagher and Sweet Grass Counties,' respectfully beg leave to report as follows: That the Committee report back to the House with the recommendation that it do not pass."

#### MINORITY REPORT.

Rasmussen, Corwin, Searles and Coburn, a minority from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, a Minority of your Committee on Townships and Counties, having had under consideration House Bill No. 392, a Bill for an Act entitled, 'An Act changing and defining the boundaries of Meagher and Sweet Grass Counties,' respectfully beg leave to report as follows: That the Committee report back with the recommendation that it do pass."

Mason moved the adoption of the majority report.

Baxter moved as a substitute therefor, the adoption of the minority report. Motion lost.

Mason's motion to adopt the majority report prevailed.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 352, a Bill for an Act entitled, 'An Act to extend the boundaries of Lewis and Clark County, and to alter the boundaries of Powell County to conform thereto,' respectfully beg leave to report as follows: That the bill be reported back to the House with the recommendation that it do not pass."

On motion of Mason, the report was adopted as read.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 102, 296, 297, 119, 101, 243, 96, 131, 280, 237, respectfully beg leave to report the same back to the House as correctly engrossed."

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 127, a Bill for an Act entitled, 'An Act to change the boundary line between Sanders and Flathead Counties,' respectfully beg leave to report as follows: That the Committee report back to the House with the recommendation that it be not concurred in."

On motion of Mason, the report was adopted as read.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 393, a Bill for an Act entitled, 'An Act establishing and defining the boundary line between Fallon and Wibaux and Prairie Counties,' respectfully beg leave to report as follows: That the bill be reported back to the House with the recommendation that it do pass as amended. Section 1. Strike out after the words 'Range 60 East,' and line 16 all of the words up to and including 'Range 60 East,' in line 23 and substituting therefor the words 'thence South along Section lines to the Southeast corner of Section Four (4), Township Ten (10) North, Range Sixty (60) East; thence East along Section lines to the Southeast corner of Section Three (3) Township Ten (10) North, Range Sixty (60) East.' Change the word 'seven' in line 26 to the word 'nine' and change the figure '7' to figure '9.' Change the word 'Sixty' in line 27



to 'Fifty-nine,' and change the figure '60' to figure '59.' Strike out all of the words after 'Range 60' in line 27 up to and including the words 'Fifty-nine (59)' in line 42. Change the word 'Five' in line 43 to the word 'four' and the figure '5' to the figure '4'."

On motion of Mason, the report was adopted as read and the bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 134, a Bill for an Act entitled, 'An Act to amend Section 2851 of the Revised Codes of 1907, relating to the removal of County Seats,' respectfully beg leave to report as follows: That the bill be reported back with the recommendation that it be concurred in."

On motion of Mason, the report was adopted as read and the bill was referred to the Steering Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 150, a Bill for an Act entitled, 'An Act to change the boundary of Missoula and Powell County, Montana, and to take a certain part of Powell County therefrom and add the same to Missoula County,' respectfully beg leave to report as follows: That the bill be reported back with the recommendation that it be concurred in."

On motion of Mason the report was adopted as read and the bill was referred to the Steering Committee.

Burnett from the Committee on State Lands reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred House Bill No. 384, introduced by Marsh, entitled, 'An Act declaring that the clearing and reclamation of land situated in this State so as to render the same tillable, is a matter of public benefit and utility and shall be deemed conducive to the general welfare; vesting in the District Courts of this State and the Judges thereof, jurisdiction, power and authority to create improvement districts for such purpose, to make assessments against the lands embraced therein and to do other necessary things specified in this Act to render it effective; providing for the creation of such Improvement Districts, the clearing and improvement of the land embraced therein; the assessment of the cost and expense of such improvement district to the lands embraced therein; the issuance and sale of bonds based on such assessments; the appointment of Commissioners to administer the affairs of such Improvement Districts; the procedure in the District Courts and on appeal to the Supreme Court, in such proceedings; and declaring an emergency,' beg leave to report the same back to the House with the recommendation that the same do pass."

On motion of Burnett, the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 382, a Bill for an Act entitled, 'An Act to amend Section 3169 of the Revised Codes of 1907, relating to the fees of the Clerk of District Court and providing for the collection of a fee for the issuance of a marriage license,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 386, a Bill for an Act entitled, 'An Act to amend Section 6315 of the Revised Codes of Montana, concerning the disqualification of Judges,' having had the same under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer the report was adopted as read.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 300, by Fishbaugh, a Bill for an Act entitled, 'An Act fixing the liability for the support of insane persons committed

to the State Insane Asylum; providing for the appointment of a Fiscal Agent of the State Board of Commissioner for the Insane; fixing his term and salary and providing for his removal; and prescribing his duties and the duties of County Attorneys acting in conjunction with him,' respectfully beg leave to report that the same do not pass." On motion of Anderson, the report was adopted as read.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Substitute for House Bill No. 300, by Fishbaugh, a Bill for an Act entitled, 'An Act fixing the liability for the support of insane persons committed to the State Insane Asylum; providing for the appointment of a Fiscal Agent of the State Board of Commissioners for the Insane; fixing his term and salary and providing for his removal; and prescribing his duties and the duties of County Attorneys acting in conjunction with him,' respectfully beg leave to report that the same do pass."

On motion of Anderson, the report was adopted as read and the Bill was referred to the Printing Committee.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred House Bill No. 389, by Parker, being a Bill for an Act entitled, 'An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same,' beg leave to report that having had the same under consideration, herewith return it to the House with the recommendation that it do pass." On motion of Franklin, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 181, 309, 328 and 341, beg leave to report that the same have been returned correctly printed."

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred House Bill No. 390, by Higgins, being a Bill for an Act entitled, 'An Act to amend Section 2109 of Chapter 76 of the Session Laws of 1913, relating to County High School Bond Issues,' beg leave to report that having had the same under consideration, herewith return it to the House with the recommendation that it do pass."

On motion of Franklin, the report was adopted as read and the Bill was referred to the Printing Committee.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred House Bill No. 388, by Parker, being a Bill for an Act entitled, 'An Act to limit the liability of a Bank for non-payment of a check through error,' having had the same under consideration, beg leave to report it back to the House with the recommendation that it do pass." On motion of Franklin, the report was adopted as read and the Bill was referred to the Printing Committee.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred House Bill No. 371, by Smith, being a Bill for an Act entitled, 'An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that the same do not pass for the reason that it is similar in nature to House Bill No. 389, which has been recommended for passage by this Committee." On motion of Franklin, the report was adopted as read.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred Senate Bill No. 80, by Edwards, being a Bill for an Act entitled, 'An Act to amend Section 3910 of the Revised Codes of the State of Montana of 1907,

relating to the purchase and holding by a State Bank of Corporate stock of its own or other corporate stock,' beg to report that having had the same under consideration they herewith return it to the House with the recommendation that it be concurred in." On motion of Franklin, the report was adopted as read and the Bill was referred to the Steering Committee.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred House Bill No. 378, by Smith of Lewis and Clark, being a Bill for an Act entitled, 'An Act to punish the making or use of false statements to obtain property or credit,' beg leave to report that having had same under consideration, they herewith return it to the House with the recommendation that it do pass."

On motion of Franklin, the report was adopted as read and the Bill was referred to the Printing Committee.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 22nd, 1915.

Senate Bills Nos. 100, 91, 76, 33, 90.

Senate Joint Memorial No. 4.

House Bills Nos. 247, 287, 258, 139, 325, 336, 332, 333."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 38, 98, 165, 205, 153, 18 and 216, beg to report the same back as correctly enrolled."

#### INTRODUCTION OF BILLS.

The following Bills were introduced. (Day from the Committee on Appropriations, Wallin and Scott were given permission to introduce Bills without previous notice.)

Senate Bill No. 101, by Committee on Banks and Banking: A Bill for an Act entitled, "An Act to amend Chapter 88 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, said Chapter 88 having the following title, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907."

Senate Bill No. 103, by Minor: A Bill for an Act entitled, "An Act making it unlawful for any person or persons to have in their possession or under their control seines, nets or similar devices for capturing fish, with certain exceptions thereto; providing a penalty for violations thereof and repealing all Acts and parts of Acts in conflict therewith."

Senate Bill No. 136, by Byrnes, Substitute for Senate Bill No. 66: A Bill for an Act entitled, "An Act to provide for library extension through the establishment and maintenance of County Free Libraries."

House Bill No. 402, substitute for House Bill No. 300, by Committee on State Boards and Officers: A Bill for an Act entitled, "An Act fixing the liability for the support of insane persons committed to the State Insane Asylum; providing for the appointment of a Fiscal Agent of the State Board of Commissioners for the Insane; fixing his term and salary and providing for his removal; and prescribing his duties and the duties of County Attorneys acting in conjunction with him."

House Bill No. 403, by Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to provide for levying execution against the wages, debts, earnings, salary, income from trust funds or profits due and owing, or to become due and owing to a judgment debtor, and providing that such levy of execution become a lien and a continuing levy upon the wages, debts, earnings, salary, income from trust funds or profits due and owing, or to become due and owing to a judgment debtor, and providing limitations of and conditions upon which said execution shall issue."

House Bill No. 404, by Smith (Lewis and Clark): A Bill for an Act entitled, "An Act to amend Section 8377 of the Revised Codes of Montana of 1907, relating to the keeping or resorting to places where opium is sold or used."



House Bill No. 405, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses incurred by Sheriffs in transporting prisoners and sending requisitions."

House Bill No. 406, by Appropriations Committee: A Bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims on account of salaries of County Attorneys."

House Bill No. 407, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims on account of mileage and per diem of members of the Thirteenth Legislative Assembly."

House Bill No. 408, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the deficiency claims of certain persons for services rendered and supplies furnished, which claims were approved by the State Board of Examiners."

House Bill No. 409, by Appropriation Committee: A Bill for an Act entitled, "An Act appropriating the sum of Ninety-five and 20-100 (\$95.20) Dollars to pay the claim of John E. Patterson."

House Bill No. 410, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating moneys to the Counties of Madison and Yellowstone as a refund for moneys erroneously collected and paid into the State Treasury."

House Bill No. 411, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money to pay the claim of Frank L. Riley."

House Bill No. 412, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses incurred by District Judges, also expenses of Sheriffs incurred in transporting prisoners, also expenses incurred in sending requisitions."

House Bill No. 413, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the payment of claims arising from the slaughter of animals during the year 1914 on account of foot and mouth disease."

House Bill No. 414, by Appropriations Committee: A Bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in the sum of One Hundred Thousand Dollars (\$100,000.00) for the issuance of bonds in the name of the State for buildings and improvements at the Montana State Tuberculosis Sanitarium, located at Galen, Montana, and the State Insane Asylum, located at Warm Springs, Montana, and prescribing the duties and powers of the State Board of Examiners in regard thereto."

House Bill No. 415, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain bounty claims which were disallowed by the State Board of Examiners, owing to technical errors in the proof."

House Bill No. 416, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, proof of which was lost."

House Bill No. 417, by Bent, a Bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in excess of the constitutional limit and to provide for the issuance of bonds, in the name of the State, for the purchase of raw material to be used at the State Prison Twine Factory."

House Bill No. 418, by Gladden: A Bill for an Act entitled, "An Act requiring all persons, firms and corporations owning or operating ditches, to install screens or paddle wheels at the head gates thereof, from April first to October first of each year and providing penalties for a violation thereof and requiring the State Game and Fish Warden to furnish free copies of plans for such screens and paddle wheels, upon demand, and repealing all Acts and parts of Acts in conflict herewith."

House Bill No. 419, by Wallin: A Bill for an Act entitled, "An Act creating the Montana Geological Survey, providing for the appointment of a State Geologist; providing for the issuance of pamphlets on the mineral resources of the State for the information of the general public, and appropriating money for the carrying out of the provisions of this Act."

House Bill No. 420, by Corr: A Bill for an Act entitled, "An Act to provide for the payment of wages or salary due employes within five (5) days after the termination of such services and providing for the violation thereof."



House Bill No. 421, by Johnson: A Bill for an Act entitled, "An Act to amend Section 801 of Chapter VIII of Chapter 76 and Section 1500 of Chapter XV of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, which said Sections relate to the election and tenure of office of teachers, and the appointment of city superintendents of schools, and fixing their tenure of office in districts of the first and second class."

House Bill No. 422, by Scott (by request): A Bill for an Act entitled, "An Act to amend Section numbered 11 of Chapter numbered 50 of the Session laws of the Thirteenth Legislative Assembly."

House Bill No. 423, by Johnson: A Bill for an Act entitled, "An Act to amend Section 6337 of the Revised Codes of the State of Montana and entitling women at their option to serve upon juries."

House Bill No. 424, by Johnson: A Bill for an Act entitled, "An Act to pay John Wimmett and R. B. Haddox for stock killed by reason of being compelled to dip said stock under the provisions of Chapter 120 of the Session Laws of the Thirteenth Legislative Assembly and appropriating money therefor."

House Bill No. 425, by Johnson: A Bill for an Act entitled, "An Act to amend Section 6 of Chapter 132 of the Laws of the Eleventh Legislative Assembly, relating to the practice of Dentistry."

House Bill No. 426, by Prosser: A Bill for an Act entitled, "An Act to provide for the issuance of a hunting and fishing license to veterans of the Civil War."

#### READING OF SENATE BILLS.

Senate Bill No. 11 read first and second time by title only and referred to the Committee on Banks and Banking.

Senate Bill No. 103 read first and second time by title only and referred to the Committee on Fish and Game.

Senate Bill No. 136 read first and second time by title only and referred to the Committee on Libraries.

#### READING OF HOUSE BILLS.

House Bill No. 402 read first and second time by title only and referred to the Committee on Printing.

House Bill No. 403 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 404 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 405 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 406 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 407 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 408 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 409 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 410 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 411 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 412 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 413 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 414 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 415 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 416 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 417 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 418 read first and second time by title only and referred to the Committee on Fish and Game.

House Bill No. 419 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 420 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 421 read first and second time by title only and referred to the Committee on Education.

House Bill No. 422 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 423 read first and second time by title only and referred to the Committee on Privileges and Elections.

House Bill No. 424 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 425 read first and second time by title only and referred to the Committee on State Boards and Officers.

House Bill No. 426 read first and second time by title only and referred to the Committee on Fish and Game.

### MOTIONS.

Speaker pro tem in the Chair.

On motion of Macdonald of Flathead, the report of the Committee of the Whole on House Bill No. 267 was reconsidered.

On motion of Ramsey, the Rules of the House were suspended and House Bill No. 267 was considered as being reported from the Committee of the Whole for passage.

On motion of Ramsey, House Bill No. 267 was considered as being reported correctly engrossed and placed upon third reading for final passage.

Speaker pro tem reverted to Order of Business.

### THIRD READING OF HOUSE BILLS.

House Bill No. 267, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Carpenter, Carther, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanagan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Hayes, Hawks, Johnson, Jorgensen, Kelly, Kiley, Lemmon, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wallin, Wells, Wilde, Willis, Mr. Speaker—72.

Noes: Bechtel, Burns, Corr, Henry, Higgins, Hills, Lord, Sedgwick, Stone—9.

Absent and not voting: Burnett, Easton, Eliel, Fousek, Guinn, Harper, Healey, Hedrick, Hogan, Lusk, McCarthy, Rundle, Vidal.—13.

Excused: Taylor—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

Mr. Speaker in the Chair.

### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 20, 1915.

The Speaker, House of Representatives, Helena, Montana:

I have the honor to advise you that I have this day approved the following House Bills:

No. 18—'An Act to secure the threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens.'

No. 216—'An Act to appropriate money for the payment of salaries and other expenses of conducting the State Inspection Department prior to March 1, 1915.'

S. V. STEWART, Governor."

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed and title agreed to, are herewith transmitted to the House for your concurrence:

Senate Bill No. 101, by Committee on Banks and Banking, 'An Act to amend Chapter 88 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, said Chapter 88 having the following title, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907."'

Also Senate Bill No. 103, by Minor, 'An Act making it unlawful for any person or persons to have in their possession or under their control seines, nets, or similar devices for capturing fish, with certain exceptions thereto; providing a penalty for violations thereof; and repealing all Acts and parts of Acts in conflict therewith.'

Also Senate Bill No. 136, Committee Substitute for Senate Bill No. 66, by Byrnes, 'An Act to provide for library extension through the establishment and maintenance of County Free Libraries.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 129, introduced by Coburn, entitled, 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a), 8380 (b) and providing penalties,' having been returned to the Senate as requested for amending penalties,' having been returned to the Senate as requested for amending Senate Amendment, was amended in the Committee of the Whole, report adopted, read a third time and concurred in as amended, is herewith returned to the House for concurrence in Senate Amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Coburn, the Senate Amendments to House Bill No. 129, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Fishbaugh, Flanagan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Hayes, Hawks, Healey, Henry, Higgins, Hills, Jorgensen, Kelly, Kiley, Lord, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wells, Wilde, Mr. Speaker—70.

Noes: Bent, Johnson, Mansur, Marsh, Rainey, Wallin—6.

Absent and not voting: Easton, Einsel, Eliel, Fousek, Guinn, Harper, Hedrick, Hogan, Lemmon, Lusk, McCarthy, Mason, Minnick, Rundle, Shott, Shrump, Stone, Vidal—18.

Excused: Taylor—1.

"Senate Chambers, Helena, Montana, February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill No. 14, by Higgins, having been read three several times and concurred in, is herewith returned. Title agreed to. 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, the title of which is as follows: "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte and the State Normal College at Dillon, and such Departments of said Institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board to employ

a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component Institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion shall take such steps and make such rules as may be necessary to prevent Educational Institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said Institutions; prescribing a seal for the University of Montana and its custody and the affixing of same to certain documents, degrees, papers, instruments; defining the jurisdiction and authority of the Presidents of the several Institutions composing the University of Montana, and repealing all Acts and parts of Acts in conflict with this Act."

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, having had under consideration Senate Bill No. 161, 'An Act authorizing the State Board to contract and agree with the United States for the waiver of the State's Rights to unsurveyed School Sections in Forest Reserves and to accept lands in lieu thereof and validating agreements heretofore made for that purpose,' today report said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body the Steering Committee have reported the following Bills for general file:

House Bills Nos. 14 and 129.

Senate Bills Nos. 101, 131, 124, 130 and 129.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills Nos. 103 and 136, report that said Bills have been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, has this day approved the following Senate Bills:

No. 37—'An Act to provide a lien upon growing crops and grains threshed therefrom for the purchase price of seed and grain furnished for the production or cultivation of such crop.'

No. 68—'An Act establishing and defining definitely the boundary line between Richland and Wibaux Counties, Montana.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 30, introduced by the Appropriations Committee, being A Bill for an Act entitled, 'An Act providing for the payment or deficiency claims for account of public printing,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 61, introduced by Appropriations Committee, being A Bill for an Act entitled, 'An Act appropriating money for the payment of the claim of the Independent Publishing Company for printing furnished as provided for by Section 6 of the Corrupt Practice Act,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 223, introduced by the Appropriations Committee, being A Bill for an Act entitled, 'An Act appropriating the sum of Thirty-four Hundred (\$3,400.00) Dollars, or so much thereof as may be necessary for the pay-



ment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that it is concurred in. Report adopted.

Also House Bill No. 49, introduced by Appropriations Committee, being A Bill for an Act entitled, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also Senate Bill No. 125, introduced by Hogan, being A Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 9 of Article XII of the Constitution of the State of Montana, relating to revenue and taxation,' today reported said Bill with the recommendation that it be referred to the Joint Committee on Constitutional Amendments. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 185, introduced by Wilde, being A Bill for an Act entitled, 'An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible to admission or to hold office in the Montana Soldiers' Home,' was read first and second times in the Senate and today referred to the Committee on Military Affairs.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Printing Committee, to whom was referred Senate Bill No. 137, and Substitute for Senate Bill No. 154, report same correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Joint Resolution No. 11, 'Relating to employment of additional help, authorized under Section 5 of Senate Bill No. 56,' today report that same has been correctly enrolled. Report adopted.

Also Senate Joint Memorial No. 3, 'Memorializing the Congress of the United States to pass the necessary legislation for setting aside territory in Lincoln County, Montana, as a National Park,' today reported that same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, Senate Joint Memorial No. 3, Senate Joint Resolution No. 11, Senate Bill No. 32, House Bill No. 216 and House Bill No. 18.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, Senate Bill No. 57 was ordered taken from Steering Committee and made a special order of business on General File for Monday, February 22nd, 1915.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 32,

entitled, 'An Act to provide for the transfer and classification of the capital stock, election of directors and the filling of vacancies on the Board of Directors of the Water Users' Association, organized under the laws of the United States, the Laws of the State of Montana and the Reclamation Act of June 17th, 1902,' today reported that same has been correctly enrolled.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion made and seconded, the Committee appointed by the Senate to attend the funeral of the late Senator Dearborn were instructed to file a statement of their respective expenses and all expense incident to the funeral with the Secretary of the Senate and that the State be authorizd, through appropriat legislation to defray said expenses. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 131, by Parker, entitled, 'An Act to amend Section 194, Revised Codes of 1907, relating to the salary of the Attorney General,' today reported said Bill with the recommendation that same do pass.

Also Senate Bill No. 124, by Williams, entitled, 'An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter 33 being an Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of elk, rocky mountain goats and rocky mountain sheep, and fixing the open season thereof and providing for a closed season on elk in certain counties in Montana until October first, 1918 and defining the sex and age of rocky mountain sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof, and to provide a closed season, for Rocky Mountain Goats, until October first, 1918,' today reported said Bill with the recommendation that same do pass.

Also Senate Bill No. 130, by Larson, entitled, 'An Act to amend Section 8783, Revised Codes of the State of Montana of 1907, as heretofore amended by Section 2, Chapter 81, Laws of the Twelfth Legislative Assembly of the State of Montana, and to protect certain animals and birds from being killed or captured at any time, and to publish those who violate this Act,' today reported said Bill with the recommendation that same do pass as amended:

Senate Bill No. 130: Amend Section 1 by strikng out in line 6 the words 'mink or martin.'

Amend Section 1 by striking out in line 5 the word 'badger' and inserting in lieu thereof the word 'beaver.'

Also Senate Bill No. 129, by Parker, entitled, 'An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorneys General, and stenographers employed in the office of the Attorney General, and fixing their salaries,' today reported said Bill with the recommendation that same do pass. Report adopted. Bills referred to Printing Committee.

Also House Bill No. 129, by Coburn, entitled, 'An Act prohibiting the selling or giving of intoxicating liquores to habitual drunkards or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380(a), 8380(b) and providing penalties,' today reported said Bill with the recommendation that same be concurred in as amended;

Amend Senate Amendment to House Bill No. 129 in Section 2 by adding thereto after the word 'age' the following words 'shall be guilty of a misdemeanor' and substituting the word 'and' for the word 'or' between the words 'age' and 'any.'

Also House Bill No. 14, by Higgins, entitled, 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Degislative Assembly of the State of Montana, the title of which is as follows, "An Act to provide that the State University of Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments

of said institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions; prescribing a seal for the University of Montana and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts and parts of Acts in conflict with this Act,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred House Joint Memorial No. 6, introduced by Hills, 'A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress assembled, requesting the passage of House Bill No. 15, 219, being A Bill for an Act to further the economic use of forest and forest lands and the training of forestry students in collegiate institutions that are or may be aided by States in which are Federal Reserves,' today reported same back with recommendation that same be concurred in. Report adopted.

Also House Joint Memorial No. 5, introduced by Easton, 'A Memorial petitioning Congress to take steps to reduce the appraised valuation of lands on the Fort Peck Indian Reservation,' today reported with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"February 20, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of the Introduction of Bills have this day been given:

By Byrnes: 'An Act concerning the State Treasurer's quarterly report and the publication thereof in conformity with the requirements of Section 13 of Article 12 of the Constitution of the State of Montana, and to amend Section 188 of the Revised Codes of Montana, 1907, and to repeal Acts in conflict herewith.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second times, and referred to the following Committees:

Senate Bill No. 163, by Annin, entitled, 'An Act fixing the number of District Judges there shall be in the first Judicial District of the State of Montana.' Committee on Judiciary.

Senate Bill No. 164, by Byrnes, entitled, 'An Act providing for the appointment of an additional deputy by the Secretary of the Bureau of Child and Animal protection, who shall be a female and prescribing the duties, powers and salary.' Committee on Education.

Senate Bill No. 165, by Dwight, entitled, 'An Act to amend Section 1953 of the Revised Codes of Montana of 1907, as amended by Chapter 63 of the Laws of 1911, entitled, "An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation and authorizing the State Game and Fish Warden to employ an additional Clerk and fixing the salary thereof, and providing the manner in which the same shall be paid," repealing Chapter 96 of the Laws of 1913, entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies; providing for their compensation, and providing the manner in which the same shall be paid;" and providing

that a portion of all unexpended funds to the credit of the "Fish and Game Fund" shall, at the end of each fiscal year, be transferred to the "General Fund" for general State purposes.' Committee on Fish and Fame.

Senate Bill No. 166, by Lane, entitled, 'An Act to amend Chapter 74 of the Laws of 1913, relating to the registration of electors in counties, cities, towns and school districts; abolishing the office of County Clerk and Recorder as ex-officio County Registrar in counties of the first class, and creating in lieu thereof the office of Commissioner of Elections, prescribing his duties and powers, fixing his compensation and repealing all Acts and parts of Acts in conflict herewith.' Committee on Elections and Privileges.

Senate Bill No. 167, by Muffly, entitled, 'An Act to amend Section 188 of the Revised Codes of Montana, 1907, relating to the printing of the quarterly report of the State Treasurer; prescribing the sizes of type to be used in the printing of such report; prohibiting the use of leads, slugs or other devices for the purpose of increasing the space occupied by such publication; and providing for penalties for violations thereof.' Committee on Printing.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 20th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, a Committee of Three, composed of one member of each political party, was appointed by the Chair to investigate the present printing contract of the State of Montana; to investigate the present printing laws of the State under which contracts are let, and to report their findings to the Senate, together with a Bill which will, in their judgment, protect the taxpayers of the State from excessive charges for State and County printing, not later than the fifty-third day of the Session. Motion carried. The President thereupon appointed Senators Annin, Abbott and Selway to act on said Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, the House adjourned at 4:30 o'clock p. m. until 10:00 o'clock a. m., Tuesday, February 23rd, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FIFTY-FIRST DAY.

Tuesday, February 23, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Excused: None.

Fishbaugh from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fiftieth day and find same to be correct."

On motion of Fishbaugh, the report was adopted as read.

### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reports as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 224, 234, respectfully beg leave to report the same back to the House as correctly engrossed."

Choiniere from the Committee on Enrollment, reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 105, introduced by Rasmussen, beg leave to report same back as correctly enrolled."



At this time, Mr. Speaker announced that he was about to sign House Bill No. 105, Senate Joint Memorial No. 3, Senate Joint Resolutions Nos. 8 and 11, and Senate Bills Nos. 32, 69 and 1 and thereupon proceeded to sign the same in open session.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 157, introduced by Joint Committee on Compensation, being Substitute for Senate Bill No. 74 and House Bill No. 136, by Hogan and Eliel, A Bill for an Act entitled, 'An Act providing for the protection and safety of workmen in all places of employment in all inherently hazardous works and occupation; providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation: establishing the Industrial Accident Board; defining its powers and duties; and providing for a review of its awards,' recommend that same do pass. Report adopted. On motion considered engrossed, placed on calendar for third reading.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bills Nos. 105, 106, 111, 120, 124, 129, 130 and 131, today reported that said Bills had been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Judiciary Committee to whom was referred House Bill No. 180, introduced by Wilde, 'An Act to amend Sub-division 1 of Section 7892 of the Revised Codes of Montana of 1907, relating to witnesses,' today recommend that it be not concurred in. Report adopted.

Also House Bill No. 202, introduced by Prosser, 'An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions,' recommend today that same be not concurred in. Report adopted.

Also House Bill No. 235, introduced by Coburn, 'An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of Court in Counties where a session of Court is not or cannot be held by a Judge thereof or in any County where the business of the Court is not or cannot be dispatched with reasonable promptness and providing that the Governor may, upon application of any interested person, require some District Court to hold Court in said County, and providing for another department in said Court if necessary for such time as may be specified in the Order,' today recommend same for concurrence. Report adopted.

Also House Bill No. 145, introduced by Dwyer, 'An Act providing the fees to be paid by a Foreign Corporation for filing a certified copy of its Charter or Articles of Incorporation in the office of the Secretary of the State of Montana,' today recommend that it be concurred in. Report adopted.

Also Senate Bill No. 159, introduced by Fishbeck, 'An Act to amend Section 6314 of the Revised Codes of Montana of 1907, relating to the powers of District Judges in Chambers, and with relation to the powers of District Judges in Default and Party Matters,' today recommend that it do not pass. Report adopted. Rules suspended and on motion Bill ordered printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Labor and Capital, having had under consideration House Bill No. 100, 'An Act to provide that all advertisements for help published during times of industrial disputes shall state that such dispute exists, and fixing penalties for the violation of this Act,' today reported that same be not concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a minority of the Committee on Labor and Capital, having had under consideration House Bill No. 100, 'An Act to provide that all advertisements for help published during times of industrial disputes shall state that such dispute exists, and fixing penalties for the violation of this Act,' today reported that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 207, introduced by Committee on Banks and Banking, substitute for House Bill No. 118, being A Bill for an Act entitled, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of bonds by Counties,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also Senate Bill No. 104, by Burlingame, being A Bill for an Act entitled, 'An Act to amend Section 2973 of the Revised Codes of the State of Montana of 1907, having to do with the Classification of Counties,' today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred House Bill No. 188, 'An Act making it the duty of adult children to support indigent parents, providing procedure and fixing penalties,' today reported back with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were read first and second times and referred to the following Committees:

House Bill No. 190, by Dwyer, entitled, 'An Act to amend Sections 7 and 26 of Chapter 74 of the Session Laws of the Thirteenth Legislative Assembly relating to the registration of electors in Counties, Cities, Towns and School Districts and to repeal Section 41 of said Act.' Committee on Election and Privileges.

House Bill No. 197, by Fishbaugh, entitled, 'An Act appropriating money for the restoration and maintenance of old Fort Benton.' Committee on Finance and Claims.

House Bill No. 262, by Searles, entitled, 'An Act to appropriate money for the maintenance, improvement and operation of the fish hatcheries of the State of Montana.' Committee on Finance and Claims.

Joint House Resolution No. 4, by C. C. Guinn, entitled, 'A Resolution memorializing Congress for the building of one steel bridge jointly with the County of Big Horn across the Big Horn River on the Crow Indian Reservation.' Committee on Roads, Highways and Bridges.

House Joint Resolution No. 6, by Committee on House Employees, entitled, 'A Resolution relating to the employing of additional clerks in the House.' Committee on Employees.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred House Bill No. 152, introduced by A. D. Macdonald of Flathead, 'A Bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, "An Act providing for the management and control of the timbered lands now owned by or hereafter to be acquired by the State of Montana, including protection of the timber

growing thereon and the naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensation, and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire; prescribing the duties of Fire Warden; providing for the expenses thereof, and prescribing penalties for the violation of this Act," today reported back with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 202, by Prosser, 'An Act to amend Section 6824 of the Revised Codes of Montana, relating to exemptions,' also House Bill No. 180, by Wilde, 'An Act to amend Sub-section 1 of Section 7892 of the Revised Codes of Montana of 1907, relating to witnesses,' both having been read first and second time and referred to Judiciary Committee, Committee reported that Bill be not concurred in. Report adopted. Bill herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bill was today introduced in the Senate, read first and second times, and referred to the following committee:

Senate Bill No. 168, by Committee on Stock Growing and Grazing, entitled, 'An Act to provide for the inspecting and disinfecting of Stock cars and Stock yards in the State of Montana.' Committee on Stock Growing and Grazing.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Labor and Capital, to whom was referred Senate Bill No. 147, by O'Shea, entitled, 'An Act to create free employment offices; to provide that the Commissioner of Labor and Industry shall be ex-officio State Employment Agent; and that the County Clerks shall maintain offices wherein the worthy unemployed may register, and to define the duties of the County Clerk and the Board of County Commissioners in relation thereto,' today reported said Bill with the recommendation that same do not pass. Rule suspended and on motion, Bill ordered printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Parks, to whom was referred Senate Joint Resolution No. 4, being 'A Joint Resolution asking for an amendment to the Constitution of the United States to prohibit polygamy,' today reported that said Joint Resolution be indefinitely postponed. Report adopted.

Also Senate Bill No. 138, by Edwards, being A Bill for an Act entitled, 'An Act to amend Section 6337 of the Revised Codes of the State of Montana, and making women liable for jury service,' today reported said Bill with the recommendation that same be indefinitely postponed. Report adopted.

Also Senate Bill No. 118, introduced by Oliver, being A Bill for an Act entitled, 'An Act providing for the regulation and control of public billiard and pool halls within the State of Montana, and providing the penalty for violations of this Act,' today reported said Bill with the recommendation that same do pass as amended with the following amendments:

Amend Section 1 in line 5, by adding after the word 'permit' the words 'without the consent of his parents or guardian.' Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee, to whom was referred Senate Bills Nos. 157, 137 and 154, House Bills Nos. 30, 49, 223, 61, House Joint Memorial No. 5 and 6 and House Bill No. 218, today reported same for general file. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 69, 'An Act to create the Sixteenth Judicial District of the State of Montana, to be composed of the Counties of Custer, Fallon and Prairie and to change the boundaries of the Seventh Judicial District of said State of Montana to conform thereto and to provide for the appointment, powers, duties, term and compensation of the Judge of said Sixteenth Judicial District,' today reported that same had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 157, 117, 144 and 135, today reported that same have been correctly printed. Report adopted.

Also Senate Bill No. 157, today reported that with the following corrections, said Bill has been correctly printed.

In line 20, page 2, eliminate the word 'whenever' and substitute therefor the word 'wherever.'

In line 70, page 3, eliminate the word 'acts' and substitute therefor the word 'act.'

In line 133, page 4, insert the word 'be' between the words 'to' and 'kept.'

In line 194, page 6, substitute for the word 'of' between the words 'kind' and 'determination' the word 'or.'

In line 401, page 10, insert between the words 'plant' and 'room' the word 'premises.'

In line 698 insert the word 'cause' between the word 'some' and 'other.'

In line 699, page 17, eliminate the word 'cause.'

In line 911, page 22, insert after the word 'week' the words 'provided, that if, at the time of the injury the employe receive wages of less than Six (\$6.00) Dollars per week.'

In line 1736, page 40, eliminate the word 'such' where it first occurs in said line.

In line 1759, page 41, eliminate the word 'the' from between the words 'of' and 'said.'

In line 1898, page 44, eliminate the word 'and' from between the words 'operating' and 'coal.'

In line 206, page 6, insert after the word 'employer' the following words: 'or any contractor engaged in the performance of contract work for such public corporation.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF SENATE BILLS.

Senate Bill No. 78, having been read three several times, and concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Einsel, Fishbaugh, Flanagan, Foltz, Franklin, Gallagher, Gladden, Guinn, Harper, Hayes, Hedrick, Henry, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonlad of Flathead, Mackel, Marsh, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Sullivan, Wallin, Wilde, Willis, Mr. Speaker—71.



Noes: Graybeal, Higgins, Hills, Jorgensen, Stone—5.

Absent and not voting: Burnett, Day, Easton, Eliel, Fousek, Hall, Harmon, Hawks, Healey, Hogan, Johnson, Kelly, Mansur, Mason, Parker, Smith of Lewis and Clark, Vidal, Wells—18.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate."

At the request of Willis, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration Senate Bill No. 58, by McCone, a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter VII of Chapter 72 of the Acts of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to Guide Boards on Public Highways,' respectfully beg leave to report that the same be concurred in."

On motion of Healey, the report was adopted as read and the Bill was referred to the Steering Committee.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 357, by Einsel, A Bill for an Act entitled, 'An Act to amend Section 3 of Chapter IV of Chapter 71 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the time of viewing roads after they have been petitioned for,' respectfully beg leave to report that the same do pass."

On motion of Healey, the report was adopted as read and the Bill was referred to the Printing Committee.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Joint Resolution No. 5, by Gladden, A Resolution memorializing Congress for the building of one steel bridge jointly with Sanders County, across the Flathead River and on the Flathead Indian Reservation,' respectfully beg leave to report that the same do pass."

On motion of Healey, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 407, being A Bill for an Act, 'An Act appropriating money for the payment of deficiency claims on account of mileage and per diem of members of the Thirteenth Legislative Assembly; also

House Bill No. 406, being A Bill for an Act entitled, 'An Act appropriating money for the payment of deficiency claims on account of the salaries of County Attorneys,' also

House Bill No. 411, being A Bill for an act entitled, 'An Act appropriating money to pay the claim of Frank L. Riley,' also

House Bill No. 410, being A Bill for an Act entitled, 'An Act appropriating moneys to the Counties of Madison and Yellowstone as a refund for moneys erroneously collected and paid into the State Treasury,' also

House Bill No. 409, being A Bill for an Act entitled, 'An Act appropriating the sum of Ninety-five and 20-100 (\$95.20) Dollars to pay the claim of John E. Patterson,' also

House Bill No. 408, being A Bill for an Act entitled, 'An Act appropriating money for the deficiency claims of certain persons for services rendered and supplies furnished, which claims were approved by the State Board of Examiners,' also

House Bill No. 416, being A Bill for an Act entitled, 'An Act appropriating money from the Bounty Fund for the payment of certain Bounty claims, proof of which was lost; also

House Bill No. 415, being A Bill for an Act entitled, 'An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, which were disallowed by the State Board of Examiners owing to technical errors in the proof,' beg leave to report said Bills back to the House with the recommendation that they and each of them do pass."

On motion of Day, the report was adopted as read and the Bills referred to the Printing Committee.

At the request of McCarthy, Mr. Speaker reverted to Order of Business.

### RESOLUTIONS.

McCarthy from the Committee on House Employes offered the following Resolution:

House Joint Resolution No. 7, introduced by Committee on House Employes.

"Whereas, under Section 5 of Senate Bill No. 56, the House of Representatives and the Senate may, by a Joint Resolution, adopted and spread upon the Journals of each House, provide for the employment of additional help in cases of emergency where extraordinary conditions render such a course necessary for the orderly and expeditious conduct of the business of the Legislative Assembly, and

Whereas, the House of Representatives now finds it necessary for the expeditious conduct of business to have additional help, viz: one clerk for the printing room; one clerk for the enrolling room and three clerks for general purposes, to expedite the work of the House of Representatives:

Now, Therefore, Be it Resolved, by the House of Representatives of the Fourteenth Legislative Assembly of the State of Montana, the Senate concurring, that the Employment Committee of the House of Representatives be, and is hereby authorized to appoint additional help above set forth in this Resolution, such clerks and other help being required in order to expedite the business of the Assembly."

On motion of McCarthy, the resolution was adopted.

Willis from the Committee on Insurance reported as follows:

"Mr. Speaker: Your Committee on Insurance, after having under consideration House Bill No. 368, beg leave to report the same back to the House with the recommendation that it do pass, as amended.

Amend House Bill No. 368, by striking out all of Section 1 and inserting the following in lieu thereof:

"Section 1. Any corporation organized under the laws of any other State, district or territory, of the United States, or of a foreign country, to transact the business of Fire Insurance on the mutual plan, in accordance with the law of the state, district, territory or country in which the corporation is, and shall be so organized, may be permitted to transact any business within this state which it is authorized to transact in the State where it is organized under, upon complying with the law of this State applicable to it, when possessed of a surplus amounting to Two Hundred Thousand Dollars (\$200,000) or when such corporation has in force Seven Million Dollars (\$7,000,000.00)."

On motion of Willis, the report was adopted as read and the bill was referred to the Printing Committee.

### THIRD READING OF HOUSE BILLS.

House Bill No. 102, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Carpenter, Cariber, Cavitt, Coburn, Choiniere, Collins, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Marsh, Mason, Minnick, Moore, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Sedgwick, Shott, Shrumpp, Sullivan, Wallin, Wilde, Willis—69.

Noes: Burns, Eliel, Fousek, Higgins, Lusk, Moe, Morris, Rasmussen, Schmidt, Smith of Missoula, Stone.—11.

Absent and not voting: Baxter, Burnett, Corr, Corwin, Crismas, Harmon, Healey, Johnson, McNally, Macdonald of Flathead, Parker, Smith of Lewis and Clark, Vidal, Wells—14.

Excused: Taylor—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 296, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wilde, Mr. Speaker—79.

Noes: Anderson, Burns—2.

Absent and not voting: Corwin, Crismas, Day, Harmon, Hedrick, Johnson, McNally, Mason, Parker, Smith of Lewis and Clark, Vidal, Wells, Willis—13.

Excused: Taylor—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 297, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wells, Wilde, Mr. Speaker—84.

Noes: Burns—1.

Absent and not voting: Corwin, Day, Hedrick, Johnson, McNally, Parker, Smith of Lewis and Clark, Vidal, Willis—9.

Excused: Taylor—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 119, having been read three several times, was passed by the following vote:

Ayes: Bechtel, Bent, Bompart, Buckley, Burns, Cavitt, Coburn, Collins, Crismas, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Harmon, Hayes, Hawks, Henry, Hogan, Kiley, Lord, McCarthy, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moore, Morris, Nutting, Page, Phillips, Prosser, Rainey, Rundle, Sales, Sedgwick, Shott, Stone, Wells, Wilde, Mr. Speaker—51.

Noes: Anderson, Baldwin, Baxter, Booth, Cariher, Carpenter, Choiniere, Dwyer, Graybeal, Guinn, Hall, Harper, Healey, Hedrick, Higgins, Hills, Jorgensen, Kelly, Lemmon, Lusk, McDonald of Teton, Moe, Ostle, Parker, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Shrump, Smith of Missoula, Sullivan, Wallin.—35.

Absent and not voting: Burnett, Corwin, Day, Johnson, McNally, Smith of Lewis and Clark, Vidal, Willis—8.

Excused: Taylor—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 101, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker—81.

Noes: None.

Absent and not voting: Choiniere, Corwin, Day Foltz, Hall, Harmon, Healey,

Hogan, Johnson, Kelly, Macdonald of Flathead, Smith of Lewis and Clark, Willis—13.

Excused: Taylor—1.

Title agreed and Bill transmitted to the Senate for concurrence.

House Bill No. 243, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Crismas, Day, Dwyer, Eliel, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wells, Wilde, Mr. Speaker—78.

Noes: Doner, Fishbaugh, Nutting, Prosser—4.

Absent and not voting: Choiniere, Corwin, Easton, Johnson, Kelly, McNally, Macdonald of Flathead, Morris, Scott, Smith of Lewis and Clark, Vidal, Willis—12.

Excused: Taylor—1.

Title agreed and Bill transmitted to the Senate for concurrence.

House Bill No. 96, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Graybeal, Guinn, Hall, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wells, Wilde, Mr. Speaker—83.

Noes: Hawks—1.

Absent and not voting: Corwin, Fousek, Gladden, Harmon, Johnson, Kelly, Macdonald of Flathead, Smith of Lewis and Clark, Vidal, Willis—10.

Excused: Taylor—1.

Title agreed and Bill transmitted to the Senate for concurrence.

House Bill No. 131, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86.

Noes: None.

Absent and not voting: Fousek, Harmon, Healey, Higgins, Johnson, Kelly, Macdonald of Flathead, Smith of Lewis and Clark—8.

Excused: Taylor—1.

Title agreed and Bill transmitted to the Senate for concurrence.

House Bill No. 280, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page,



Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wells, Wilde, Willis, Mr. Speaker—86.

Noes: None.

Absent and not voting: Bent, Healey, Johnson, Kelly, Macdonald of Flathead, Sedgwick, Smith of Lewis and Clark, Vidal—8.

Excused: Taylor—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 237, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Graybeal, Hall, Harmon, Hayes, Hawks, Hedrick, Henry, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wells, Wilde, Mr. Speaker—74.

Noes: Gladden, Guinn, Harper, Healey, Higgins, McDonald of Teton, Ostle, Schmidt, Wallin—9.

Absent and not voting: Anderson, Bent, Corwin, Easton, Eliel, Johnson, Macdonald of Flathead, Sedgwick, Smith of Lewis and Clark, Vidal, Willis—11.

Excused: Taylor—1.

Title agreed and Bill transmitted to the Senate for concurrence.

House Bill No. 234, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Dwyer, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wilde, Mr. Speaker—85.

Noes: None.

Absent and not voting: Bent, Easton, Einsel, Johnson, Macdonald of Flathead, Smith of Lewis and Clark, Vidal, Wells, Willis—9.

Excused: Taylor—1.

Title agreed and Bill transmitted to the Senate for concurrence.

Senate Amendments to House Bill No. 224 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Doner, Dwyer, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Healey, Hedrick, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wells, Wilde, Mr. Speaker—75.

Noes: Bechtel, Buckley, Corr, Hayes, Hawks, Henry, Mackel, Marsh, Rainey, Sedgwick—10.

Absent and not voting: Easton, Einsel, Harmon, Johnson, Macdonald of Flathead, Schanck, Smith of Lewis and Clark, Vidal, Willis—9.

Excused: Taylor—1.

At the request of Day, Mr. Speaker reverted to Order of Business.

## REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under

consideration House Bill No. 405, being A Bill for an Act entitled, 'An Act appropriating money for the payment of certain deficiency claims for expenses incurred by Sheriffs in transporting prisoners and sending requisitions,' also

House Bill No. 412, being A Bill for an Act entitled, 'An Act appropriating money for the payment of certain deficiency claims for expenses incurred by District Judges, also expenses incurred in sending requisitions,' also

House Bill No. 414, being A Bill for an Act entitled, 'An Act to authorize the State of Montana to become indebted in the sum of One Hundred Thousand Dollars (\$100,000.00) for the issuance of bonds in the name of the State for buildings and improvements at the Montana State Tuberculosis Sanitarium, located at Galen, Montana, and the State Insane Asylum, located at Warm Springs, Montana, and prescribing the duties and powers of the State Board of Examiners in regard thereto,' beg leave to report said Bills back to the House with the recommendation that they and each of them do pass."

On motion of Day, the report was adopted as read and the Bills were referred to the Printing Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 63, introduced by Oliver, being A Bill for an Act entitled, 'An Act fixing the time for the opening and closing of saloons on Sundays in incorporated and unincorporated cities, villages, towns and elsewhere; and providing penalties,' beg leave to report the Bill back to the House with the recommendation that the same be concurred in."

On motion of McNally, the report was adopted as read and the Bill was referred to the Steering Committee.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 348, introduced by Sullivan, being A Bill for an Act entitled, 'An Act to regulate the construction and operation of Moving Picture Shows and Theaters showing moving pictures, in which films are used, to provide for an inspection fee for operating the same, and to place supervisions of such shows and theatres under the Department of the State Fire Marshal,' beg leave to report the Bill back to the House with the recommendation that the same do not pass."

On motion of McNally, the report was adopted as read.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 398, introduced by Kelly, being A Bill for an Act entitled, 'An Act to regulate the exhibition or use of moving pictures and stereopticon views; providing for and regulating the examination and approval of moving picture films and stereopticon views; fixing penalties for the violation of this Act,' beg leave to report the same back to the House with the recommendation that the Bill be referred to the Committee on Public Morals, Charities and Reforms."

On motion of McNally, the report was adopted as read and the Bill was referred to the Committee on Public Morals, Charities and Reforms.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 23rd, 1915, at 9:55 a. m. to His Excellency, the Governor, House Bills Nos. 98, 165, 153, 28 and 208, with duplicates for his approval."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on February 23rd, 1915, at 11:00 a. m. House Bill No. 105, with duplicates, for his approval."

At the request of Willis, Mr. Speaker reverted to Order of Business.

### INTRODUCTION OF BILLS.

The following Bills were introduced:

House Bill No. 427, by Willis: A Bill for an Act entitled, "An Act changing and defining the boundaries of Valley and Sheridan Counties."

House Bill No. 428, by McDonald of Teton: A Bill for an Act entitled, "An Act to amend Section 2763 of the Revised Codes of Montana, 1907, relating to licenses for the sale of oleomargarine, butterine, imitation butter, cigarettes,

cigarette paper, or material used in the making of cigarettes except tobacco, and on railway companies, acting in the capacity of warehouses for the purpose of storing and distributing goods except any other than in capacity of common carriers; and repealing any and all Acts or parts of Acts in conflict herewith."

### READING OF HOUSE BILLS.

House Bill No. 427 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 428 read first and second time by title only and referred to the Committee on Affairs of Cities.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

McCarthy in the Chair.

House resumed.

Mr. Speaker in the Chair.

McCarthy from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 100, A Bill for an Act entitled, 'An Act to define criminal trespass in certain cases and provide the punishment and civil liability therefor,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also Senate Bill No. 91, A Bill for an Act entitled, 'An Act amending Section 6389 of the Revised Codes of 1907, relating to the authority of attorneys and counselors,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also Senate Bill No. 76, A Bill for an Act entitled, 'An Act to define Estray and to provide for the disposition of Estrays,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also Senate Bill No. 33, A Bill for an Act entitled, 'An Act relating to the indebtedness of Irrigation Districts,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in as amended."

On motion of McCarthy the report was adopted as read.

On motion of Day the House recessed at 12:00 o'clock M. until 2:00 o'clock p. m.

### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

At this time, in introducing to the Assembly Honorable Rudolph Von Tobel of Lewistown, Montana, a member of the Fourth Legislative Assembly, which on last evening celebrated its Twentieth Anniversary, Mr. Speaker paid a high tribute to the personnel of that Assembly.

Mr. Von Tobel, in acknowledgment of the kindness shown him and the other members of the Fourth Legislative Assembly, delighted the House for a brief time with a few interesting reminiscences relative to the Assembly in which he sat. In closing the Honorable gentleman spoke most highly of the Fourteenth Legislative Assembly.

Hayes thereupon arose to a point of personal privilege, in which he refuted certain allegations published in the Helena Daily Independent, relative to his conduct as a member of the House.

Easton moved that Mr. Speaker appoint a Committee of Three to investigate the above mentioned charges.

As a substitute therefor, Healey offered the following Resolution:

"Whereas, a newspaper printed in this city, quotes one member of this House as making serious charges against the honor and dignity of another member of the House; and,

Whereas, the integrity of the proceedings of this House and its Committees have been openly challenged:

Now, Therefore Be It Resolved, That the Speaker of the House be, and he is hereby authorized to appoint a Committee of Three to investigate the charges

alleged to have been made by Representative Einsel against Representative Hayes; to investigate the delay in the printing of House Bills, and to investigate the report that members or employes of this House, other than members and employes of the Printing Committee, have, by undue influence, brought about or delayed the printing of bills out of their regular order;

Be It Further Resolved, that this Committee shall have power to subpoena witnesses, administer oaths and exercise all power which may be necessary in the performance of the duties herein outlined."

Macdonald of Flathead moved as an amendment to the substitute motion that the whole matter under consideration be referred to the Committee on Public Morals, Charities and Reforms.

Macdonald's motion prevailed.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

McCarthy in the Chair.

House resumed.

Mr. Speaker in the Chair.

McCarthy from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 90, a Bill for an Act entitled, 'An Act to amend Section 1 of Chapter 81 of the Laws of the Twelfth Legislative Assembly, entitled, "An Act prescribing the salary of certain appointive and deputy state officers, clerks, stenographers, and employes at the State Capitol",' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same be concurred in.

Also Senate Joint Memorial No. 4, 'To permit automobiles to pass over the roads in the Yellowstone National Park on those days when the park is open to the general public,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in as amended.

Also House Bill No. 247, a Bill for an Act entitled, 'An Act to amend Section 3698 of the Revised Codes of the State of Montana, 1907, relating to liability of husband and wife, and repealing all Acts and parts of Acts in conflict therewith,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the same do pass.

Also House Bill No. 287, a Bill for an Act entitled, 'An Act to amend Chapter 74 of the Laws of 1913, relating to the registration of electors,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 258, a Bill for an Act entitled, 'An Act to provide for the letting of contracts for county printing, and the furnishing of printing and printed supplies to the several counties throughout the State, and to repeal Section 2897 of the Revised Codes of Montana of 1907,' having had the same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 139, a Bill for an Act entitled, 'An Act to amend Chapter 87 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, having to do with the protection of game animals and game birds within a certain district in the State of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 325, a Bill for an Act entitled, 'An Act to regulate and govern the sanitary conditions under which wall paper or substitute wall covering shall be placed on the walls of rooms in tenement houses, or other houses owned or maintained for rent, and to make a violation of any of the provisions of this Act a misdemeanor,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 336, a Bill for an Act entitled, 'An Act relating to appeals to the Supreme Court and making regulations concerning the same and concerning records and papers to be used on such appeals,' having had same



under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 332, a Bill for an Act entitled, 'An Act to amend Section 9483 of the Revised Codes of Montana, relating to the competency of husband or wife as witness against the other,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 333, a Bill for an Act entitled, 'An Act to amend Sections 8345, 8346, 8347, 8348, 8349 and 8350 relating to the abandonment and neglect of children, and adding thereto section to be known as 8350-a, relating to the abandonment and neglect of wife, and providing for punishment of such neglect,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended."

On motion of McCarthy, the report of the Committee of the Whole was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 113, 170, 255, 335 respectfully beg leave to report the same back to the House as correctly engrossed."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills numbered 291, 342, 6, 299, 355, 343, 326 and 331, beg leave to report that the same have been returned correctly printed."

Mr. Speaker reverted to Order of Business.

#### COMMUNICATIONS.

The following communication was received and read:

"Hon. George L. Ramsey, Speaker of the House, Hon. W. W. McDowell, President of the Senate:

A cordial invitation is extended to the Veterans and Sons of Veterans of the Civil War, to meet with U. S. Grant Camp No. 1, Sons of Veterans, U. S. A. Division of Montana, at their hall over Cruse's Bank, South Main Street, Wednesday evening, February 24th, 8:00 p. m., when a banquet will be given in honor of our distinguished brothers and statesmen of the Fourteenth Assembly. For further information see

COL. G. I. REICHE,

Asst. Adjt. General, Dept. of Montana G. A. R. and Ex-officio member of the Third House.

Helena, Montana, February 23rd, 1915."

On motion of Day, the House adjourned at 4:45 o'clock p. m. until 10:00 o'clock a. m., Wednesday, February 24, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

### FIFTY-SECOND DAY.

Wednesday, February 24, 1915.

#### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-first day and find same to be correct."

On motion of Shott the report was adopted as read.

Morris in the Chair.

## REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bill No. 21, with Senate Amendment, report same correctly engrossed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment, to whom were referred House Bills Nos. 289, 263, 264, 286, 288 and 324, respectfully beg leave to report the same back to the House as correctly engrossed."

Fishbaugh from the Committee on Libraries reported as follows:

"Mr. Speaker: We, your Committee on Libraries, having had under consideration Senate Bill No. 136, Committee Substitute for Senate Bill No. 66, being a Bill for an Act entitled, 'An Act to provide for library extension through the establishment and maintenance of county free libraries,' and House Bill No. 347, being a Bill for an Act entitled, 'An Act to amend Section 3218 of the Revised Codes of the State of Montana, 1907, relating to the appointment of and duties of the trustees of public libraries; giving them certain powers in connection with the library fund,' beg leave to report back to the House with the recommendation that Senate Bill No. 136 be concurred in and that House Bill No. 347 do pass."

On motion of Fishbaugh the report was adopted as read and Senate Bill No. 136 was referred to the Steering Committee and House Bill No. 347 was referred to the Printing Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bills Nos. 426 and 418, respectfully beg leave to report as follows: That House Bill No. 426, introduced by Prosser, being a Bill for an Act entitled, 'An Act to provide for the issuance of a hunting and fishing license to veterans of the Civil War,' do pass as amended.

Also that House Bill No. 418, introduced by Gladden, being a Bill for an Act entitled, 'An Act requiring all persons, firms and corporations owning or operating ditches, to install screens or paddle wheels at the headgates thereof, from April first to October first each year and providing penalties for a violation thereof and requiring the State Game and Fish Warden to furnish free copies of plans for such screens and paddle wheels, upon demand, and repealing all Acts and parts of Acts in conflict herewith,' do not pass."

On motion of Searles, the report was adopted as read and House Bill No. 426 was referred to the Printing Committee.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 421, being a Bill for an Act entitled, 'An Act to amend Section 801 of Chapter VIII of Chapter 76 and Section 1500 of Chapter XV of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, which said Sections relate to the election and tenure of office of teachers, and the appointment of superintendents of schools, and fixing their tenure of office in districts of the first and second class,' beg leave to report back to the House with a recommendation that the bill do not pass."

On motion of Rainey, the report was adopted as read.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bills Nos. 103 and 34, respectfully beg leave to report as follows: That Senate Bill No. 103, being a Bill for an Act entitled, 'An Act making it unlawful for any person or persons to have in their possession or under their control seines, nets, or similar devices for capturing fish, with certain exceptions thereof; providing a penalty for violations thereof; and repealing all Acts and parts of Acts in conflict therewith,' be concurred in.

Also that Senate Bill No. 34, being a Bill for an Act entitled, 'An Act to repeal Section 8795, Penal Code, 1907, relating to payment of fines and other penalties; to repeal Section 28 of Chapter 79 of the Laws of the Thirteenth Legislative Assembly relating to fines; and to provide for the payment from the State Game and Fish Fund of all costs incurred in prosecutions for the violation of the Game and Fish Laws,' be concurred in."

On motion of Searles, the report was adopted as read and the bills were referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 401, being a Bill for an Act entitled, 'An Act to amend Section 292 of the Revised Codes of Montana, relating to salaries of District Judges,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

Dwyer moved the adoption of the report.

Gallagher moved as a substitute therefor that the bill be referred to the Committee on Judiciary.

Substitute motion prevailed.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 116, being a Bill for an Act entitled, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the Laws of the Thirtieth Legislative Assembly of the State of Montana, entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773 of the Revised Codes of the State of Montana of 1907, respecting the filing of chattel mortgages; providing for the protection of creditors against the effect of unsatisfied mortgages in whole or in part, and providing penalty for the removal of personal property under chattel mortgage from the county in which it is situated at the time of the execution of the mortgage,' having had same under consideration, beg leave to report back with the recommendation that it be not concurred in."

On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: —Your Committee on Judiciary, to whom was referred Senate Bill No. 54, being a Bill for an Act entitled, 'An Act to amend Section 2973 of the Revised Codes of 1907, and to provide for the classification of counties,' having had same under consideration, beg leave to report back with the recommendation that the bill be amended as follows: Amend Section 1 by striking out in line 7 the word 'Forty' and inserting in lieu thereof the words 'Thirty-five;' also by striking out the word 'Seven' in line 9; also by striking out the word 'Forty' in line 10 and inserting in lieu thereof the words 'Thirty-five;' also by striking out the words 'Twenty-two' in line 11 and inserting in lieu thereof the word 'Fifteen;' also by striking out the word 'Seven' in line 12; also by striking out the word 'Sixteen' in line 13 and inserting in lieu thereof the word 'Eleven;' also by striking out the words 'Twenty-two' in line 14 and inserting in lieu thereof the word 'Fifteen;' also by striking out the word 'Nine' in line 15 and inserting in lieu thereof the word 'Eight;' also by striking out the word 'Sixteen;' also by striking out the word 'Seven' in line 17 and inserting in lieu thereof the word 'Five;' also by striking out the word 'Nine' in line 18 and inserting in lieu thereof the word 'Eight;' also by striking out the word 'Four' in line 19 and inserting in lieu thereof the word 'Three;' also by striking out the word 'Seven' in line 20 and inserting in lieu thereof the word 'Five;' also by striking out the word 'Four' in line 21 and inserting in lieu thereof the word 'Three' and that as so amended, the bill be concurred in."

On motion of Dwyer, the report was adopted as read and the bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 422, being a Bill for an Act entitled, 'An Act to amend Section numbered 11 of Chapter numbered 50 of the Session Laws of the Thirteenth Legislative Assembly,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 420, being a Bill for an Act entitled, 'An Act to provide for the payment of wages or salary due employes within five (5) days after the termination of

such services and providing for the violation thereof,' having had same under consideration, beg leave to report back with the recommendation that the bill be amended as follows: That the title of the bill be amended by inserting the words 'a penalty' between the words 'Providing' and 'for,' and that as so amended, the bill do pass."

On motion of Dwyer the report was adopted as read and the bill was referred to the Printing Committee.

McMahon from the Committee on Mines and Mining reported as follows:

"Mr. Speaker: We, your Committee on Mines and Mining, to whom was referred House Bill No. 396, being a Bill for an Act entitled, 'An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men except in elevators in buildings, and all persons who operate electric driven air compressors of over twenty-five (25) horse power, to obtain a license, and prescribing qualifications, fees and regulations therefor, and providing penalties for the violation of any of the provisions of this Act,' having had same under consideration, beg leave to report and recommend that the bill be amended by striking from the title thereof the words 'and all persons who operate electric driven air-compressors' and by striking from Section 1 of the same the words 'or to operate any electric driven air compressor,' and as amended recommend that the same do pass."

On motion of McMahon, the report was adopted as read and the bill was referred to the Printing Committee.

Flanagin from the Committee on Development and Publicity reported as follows:

"Mr. Speaker: We, your Committee on Development and Publicity, after having under consideration House Bill No. 275, being a Bill for an Act entitled, 'An Act to repeal Chapter 56 of the Session Laws of Montana, of the Thirteenth Session, entitled, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officers thereof," and providing that the duties now imposed by law upon the Commissioner of the Department of Agriculture and Publicity shall hereafter be performed by the Commissioner of the Department of Labor and Industry and abolishing the Department of Agriculture and Publicity,' beg leave to report the same back to the House with the recommendation that the bill do not pass."

On motion of Flanigan, the report was adopted as read.

Flanigan from the Committee on Development and Publicity reported as follows:

"Mr. Speaker: We, your Committee on Development and Publicity, after having under consideration House Bill No. 302, being a Bill for an Act entitled, 'An Act to repeal Chapter 56 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' beg leave to report the same back to the House with the recommendation that the Bill do not pass."

Flanigan moved the adoption of the report as read.

McMahon supported by more than fifteen members, asked for a call of the House. The Clerk proceeded to call the roll and the following members were found to be absent: Anderson, Baldwin, Corr, Corwin, Crismas, Day, Eliel, Hall, Harmon, Healey, Higgins, Hogan, Johnson, Lusk, McNally, Macdonald of Flathead, Mansur, Mason, Searles, Sedgwick, Smith of Missoula, Vidal, Wells.

On motion of Easton, further proceedings under the call of the House were suspended.

Flanigan's motion prevailed.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 366, being a Bill for an Act entitled, 'An Act to amend Chapter XVII of the Revised Codes of Montana, 1907, relating to Toll for Grinding Grain, amending Sections 2092, 2093 and 2094 of the Revised Codes of Montana, 1907, which Sections are comprehended within said Chapter, relating to the duties of persons engaged in operating grain grinding and flouring mills, the rates of toll to be charged, and declaring a violation of the provisions hereof shall be a misdemeanor,' respectfully beg leave to report that this Bill do pass as amended as follows: In Section 1, after the word 'Grain' in Section 2092, line 10, add the following proviso: 'Provided, however, that all wheat shall be of milling grade and to consist of wheat of not less than #2 Montana'."



On motion of Cavitt, the report was adopted as read and the bill was referred to the Printing Committee.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 7, being a Bill for an Act entitled, 'An Act to promote the distribution of improved seed grain by authorizing the county commissioners in any county to purchase such seed grain and distribute the same among residents of the county,' respectfully beg leave to report that this bill be concurred in."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Steering Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 358, respectfully beg leave to report same back with the recommendation that it do not pass.

On motion of Searles the report was adopted as read.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 404, beg leave to report the same back to the House with the recommendation that the bill do pass."

On motion of Smith of Lewis and Clerk, the report was adopted as read and the bill was referred to the Printing Committee.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: Your Committee on Banks and Banking, to whom was referred Senate Bill No. 101, being a Bill for an Act entitled, 'An Act to amend Chapter 88 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, said Chapter 88 having the following title, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907,' having had same under consideration, beg leave to recommend the following amendment: 'When any bank has been designated a county or city depository as provided herein, and having furnished the security required to protect any and all deposits, and said security having been approved by the Board of County Commissioners of the City Council, as the case may be, if any county or city treasurer shall not within ten days comply with the provisions herein, he shall be guilty of malfeasance of office and the County Commissioners or the City Council, as the case may be, shall suspend such County or City Treasurer from office, and, after trial, if such malfeasance of office shall be established, such treasurer shall be permanently removed from his office.' That said amendment be added to Section 2 and that said bill as amended be concurred in."

On motion of Franklin the report was adopted as read and the bill was referred to the Steering Committee.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 224, beg leave to report same back as correctly enrolled."

Mr. Speaker in the Chair.

At this time, Mr. Speaker announced that he was about to sign Senate bill No. 78 and thereupon proceeded to sign the same in open session.

### INTRODUCTION OF BILLS.

The following bills were introduced: (At request of Easton, Shrump, Einsel and Healey, by unanimous consent, each of the above named members were allowed to introduce a bill without previous notice.)

Senate Bill No. 105, by Stevens: A Bill for an Act entitled, "An Act to regulate the issuance of Bonds for public warehousemen in accordance with the provisions of the laws of Montana in relation thereto, and providing penalties for the violation thereof."

Senate Bill No. 106, by Stevens: A Bill for an Act entitled, "An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the counties of Valley and Sheridan: to change the boundaries of the Twelfth Judicial District of the said State of Montana to conform thereto: and to provide

for the designation, powers, duties, term and compensation of the Judge of the said Seventeenth Judicial district."

Senate Bill No. 111, by Annin: A Bill for an Act entitled, "An Act to fix the salaries of county superintendents of schools in counties of the seventh and eighth class at the sum of Twelve Hundred (\$1,200.00) Dollars per annum."

Senate Bill No. 120, by Joint Committee on Education: A Bill for an Act entitled, "An Act to provide for the redistricting of the third class districts in each county; creating a rural school district in each county, composed of all third class districts and parts thereof as a unit for the purposes of administration and taxation; providing for the creation of sub-divisions of rural districts for the purpose of local administration; providing for Boards of Trustees for rural school districts, and prescribing the manner of election, number, terms, powers and duties of said Boards of Trustees; providing for the appointment of local clerks in sub-divisions, and prescribing the powers and duties of the same; providing for taking over of funds, property, and indebtedness of third class districts by the rural school districts; providing for the assumption and payment of all indebtedness of third class districts by the rural school district; providing for bonding of school districts for payment of indebtedness; and providing the manner of acceptance of the provisions of this Act by the people of the several counties."

Senate Bill No. 129, by Parker: A Bill for an Act entitled, "An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorneys General, and stenographers employed in the office of the Attorney General, and fixing their salaries."

Senate Bill No. 130, by Larson: A Bill for an Act entitled, "An Act to amend Section 8783, Revised Codes of the State of Montana of 1907, as heretofore amended by Section 2, Chapter 81, Laws of the Twelfth Legislative Assembly of the State of Montana, and to protect certain animals and birds from being killed or captured at any time, and to punish those who violate this Act."

Senate Bill No. 131, by Parker: A Bill for an Act entitled, "An Act to amend Section 194, Revised Codes of 1907, relating to the salary of the Attorney General."

Senate Bill No. 157, by Joint Committee on Compensation, Substitute for Senate Bill No. 74 and House Bill No. 136, by Hogan and Eliel: A Bill for an Act entitled, "An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation; establishing the Industrial Accident Board; defining its powers and duties; and providing for a review of its awards."

House Bill No. 429, by Easton: "An Act to extend the boundaries of Valley County and to alter the boundaries of Sheridan County to conform thereto."

House Bill No. 430, by Shrump (by request): "An Act providing for evidence of title by descent of the property of an intestate or of a person dying without the State."

House Bill No. 431, by Healey: "An Act to amend Chapter 73 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the registration, identification and regulation of motor vehicles, by the amendment of Section 3 of said Chapter 73, so as to regulate the size and character of identification marks and number plates for motor vehicles, and by the addition of a new section to be known and designated as Section 11-A; providing for the expiration of registration of motor vehicles annually and for the renewal thereof."

House Bill No. 432, by Einsel: "An Act requiring County Treasurers to accept money for the payment of taxes upon real estate and for the purpose of redeeming real estate from tax sales when the payment is tendered by an owner, mortgagee or person having a lien upon the real estate."

#### READING OF SENATE BILLS.

Senate Bill No. 105 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 106 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 111 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 120 read first and second time by title only and referred to the Committee on Education.

Senate Bill No. 129 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 130 read first and second time by title only and referred to the Committee on Fish and Game.

Senate Bill No. 131 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 157 read first and second time by title only and referred to the Committee on Public Utilities and State Commissions.

#### READING OF HOUSE BILLS.

House Bill No. 429 read first and second time by title only and referred to the Committee on Townships and Counties.

House Bill No. 430 read first and second time by title only and referred to the Committee on Judiciary.

House Bill No. 431 read first and second time by title only and referred to the Committee on Affairs of Cities.

House Bill No. 432 read first and second time by title only and referred to the Committee on Judiciary.

#### MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, February 22, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 157, by Joint Committee on Compensation, entitled, 'An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulations of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation; establishing the industrial accident Board; defining its powers and duties, and providing for a review of its awards,' having been read three several times and passed, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 5, 'A Memorial petitioning Congress to take steps to reduce the appraised valuation of lands on the Fort Peck Indian Reservation.'

Also House Joint Memorial No. 6, 'A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress Assembled, requesting the passage of House Bill No. 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of Forestry Students in collegiate institutions that are or may be aided by States in which are Federal Forest Reserves,' having been read three several times and concurred in, is herewith returned.

Also House Joint Resolution No. 6, 'A Resolution relating to the employing of additional clerks in the House,' having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned:

House Bill No. 49, by Appropriations Committee, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building.'

House Bill No. 145, by Dwyer, 'An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its Charter or Articles of Incorporation in the office of the Secretary of State of the State of Montana.'

House Bill No. 207, by Committee on Banks and Banking, Substitute for House Bill No. 118, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of bonds by Counties.'

House Bill No. 223, by Committee on Appropriations, 'An Act appropriating the sum of Thirty-four Hundred (\$3,400.00) Dollars, or so much thereof as may be necessary for the payment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana.'

House Bill No. 235, by Coburn, 'An Act to amend Section 6312 of the Revised Codes of 1907 relative to the holding of court in counties where a session of court is not or cannot be dispatched with reasonable promptness and providing that the Governor may, upon application of any interested person, require some district judge to hold court in said county, and providing for another department in said court if necessary, for such time as may be specified in the order.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence:

Senate Bill No. 105, 'An Act to regulate the issuance of bonds for public warehousemen in accordance with the provisions of the laws of Montana in relation thereto and providing penalties in relation thereto.'

Also Senate Bill No. 106, by Stevens, 'An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the Counties of Phillips, Valley and Sheridan; to change the boundaries of the Twelfth Judicial District of the said State of Montana to conform thereto and to provide one judge of the Twelfth Judicial District; and to provide for the designation, powers, duties, term and compensation of the Judge of the said Seventeenth Judicial District.'

Also Senate Bill No. 111, by Annin, 'An Act to fix the salaries of County Superintendents of Schools in counties of the seventh and eighth class at the sum of Twelve Hundred Dollars per annum.'

Also Senate Bill No. 120, by Joint Committee on Education, 'An Act to provide for the redistricting of the third class districts in each county; creating a rural school district in each county, composed of all third class districts and parts thereof as a unit for the purposes of administration and taxation; providing for the creation of subdivisions of rural districts for the purposes of local administration; providing for Board of Trustees for Rural School Districts, and prescribing the manner of election, number, terms, powers, and duties of said Board of Trustees; providing for the appointment of local clerks in subdivisions and prescribing the powers and duties of the same; providing for taking over of funds, property and indebtedness of third class districts by the rural school districts; providing for the assumption and payment of all indebtedness of third class districts by the rural school district; providing for bonding of school districts for payment of indebtedness; and providing the manner of acceptance of the provisions of this Act by the people of the several counties.'

Also Senate Bill No. 129, by Parker, 'An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorneys General, and stenographers employed in the office of the Attorney General and fixing their salaries.'

Also Senate Bill No. 130, by Larson: 'An Act to amend Section 8783 Revised Codes of the State of Montana of 1907, as heretofore amended by Section 2, Chapter 81, Laws of the Twelfth Legislative Assembly of the State of Montana, and to protect certain animals from being killed or captured at any time, and to punish those who violate this Act.'



Also Senate Bill No. 131, by Parker, 'An Act to amend Section 194, Revised Codes of 1907, relating to the salary of the Attorney General.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, February 20th, 1915, the President of the Senate appointed a Committee of three, consisting of Senators Annin, Abbott and Selway, being Members of each political party in the Senate, to investigate the present printing contract of the State of Montana, and the present printing laws of the State, and that on motion, duly seconded, the said Committee was given power to subpoena and examine witnesses and to have access to all records of the various departments of the State in connection therewith. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session Senate Bill No. 69.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 163, by Annin, being a Bill for an Act entitled, 'An Act fixing the number of District Judges there shall be in the First Judicial District of the State of Montana,' today reported said Bill with the recommendation that same be printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 1 and Senate Joint Resolution No. 8, today reported that same had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the majority of the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 149, by Fishbeck, being a Bill for an Act entitled, 'An Act providing for the creation of herd districts; prescribing the manner of creation thereof, and prohibiting the running of livestock at large therein, and providing a penalty for the violation thereof' today reported said Bill with the recommendation that it be indefinitely postponed. Report adopted.

On motion, duly seconded, the minority report of the Committee on Stock Growing and Grazing, recommending that said Bill do pass, was adopted. Motion carried. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session Senate Joint Resolution No. 8, Senate Bill No. 1 and House Bills numbered 98, 165, 153, 38 and 208.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 22nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, Senate Bill No. 79 was placed on calendar for third reading and placed next in order to Senate Bill No. 157. Motion carried.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"February 22nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of the Introduction of Bills, have this day been given:

By O'Shea: An Act fixing the number of District Judges there shall be in the Fourth Judicial District of the State of Montana.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notice of the introduction of a Bill, has this day been given:

'An Act permitting stockholders of co-operative associations to vote by mail, and providing for the declaring of dividends and distribution of net earnings and extending the provisions of this Act to co-operative associations heretofore incorporated.'

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 164, being a Bill for an Act entitled, 'An Act providing for the appointment of an additional deputy by the Secretary of the Bureau of Child and Animal Protection who shall be a female and prescribing her powers and salary,' today report said Bill with the recommendation that same do pass with the following amendments:

Line one, strike out the words 'an additional' and substitute the word 'one.'

Section 1, line three, strike out the words 'in addition to' and substitute the words 'without increasing.' Report adopted. Bill referred to Printing Committee.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following Bills for General File:

House Joint Resolution No. 6, House Bills Nos. 145, 235, 207 and Senate Bills Nos. 124, 156, 144 and 122. Report adopted.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 45, 115, 139, 140, 143, 148, 156 and Senate Joint Memorial No. 5, today reported that same have been correctly printed. Report adopted.

Also Senate Bill No. 167, by Muffly, being a Bill for an Act entitled, 'An Act to amend Section 188 of the Revised Codes of Montana, 1907, relating to the printing of the quarterly report of the State Treasurer; prescribing the size of type to be used in the printing of such report; prohibiting the use of leads, slugs and other devices for the purpose of increasing the space occupied by such publication; and providing for penalties for violation thereof,' today report back with the recommendation that Bill do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Employment, to whom was referred House Joint Resolution No. 6, today recommend that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 10:25 A. M., this day, that the enrolled copy of Senate Joint Resolution No. 8, also the enrolled copies of Senate Bills Nos. 69, 1 and 32 and Senate Joint Memorial No. 3 and Senate Joint Resolution No. 11, were transmitted to His Excellency, the Governor and the dated receipt therefor received from his private secretary. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred House Bill No. 297, 'An Act providing a method for the assessment and taxation of all Insurance Companies organized under the laws of the State of Montana, and providing upon what property insurance companies shall be assessed and taxed, and allowing certain deductions.' today reported both Bills back for concurrence. Report adopted.

Also House Bill No. 296, 'An Act to amend Sections 4017 and 4018 of the Revised Codes of Montana, 1907, pertaining to the license fees of Insurance Corporations, Associations and Societies and allowing deductions to be made, where any company has fifty per cent of its capital invested in Montana Securities,' today reported both Bills back for concurrence. Report adopted.

Also Senate Bill No. 152, by Brower, 'An Act prohibiting rebating and determination and providing penalties therefor and repealing Sections 11, 12, 13, 14 of Division 1, Part 4, Title 3 of the Revised Codes of 1907,' today reported back with the recommendation that Bill do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 78, 'An Act to create the Fifteenth Judicial District of the State of Montana, to be composed of the counties of Rosebud and Musselshell; to create the boundaries of the Thirteenth Judicial District of said State of Montana to conform thereto; and to provide for the designation, powers, duties, term and compensation of Judge of said Fifteenth Judicial District,' today reported that said Bill is correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session House Bill No. 105 and Senate Bill No. 78.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second times and referred as follows:

Senate Bill No. 169, by O'Shea: 'An Act fixing the number of district judges in the Fourth Judicial District of the State of Montana.' Committee on Judiciary.

The following were introduced without previous notice by the unanimous consent of the Senate:

Senate Bill No. 170, by Dwight: 'An Act fixing a closed season on game, fish and providing a penalty for the violation thereof.' Committee on Fish and Game.

Senate Bill No. 171, by Meadors: 'An Act to amend Section 6864 of the Revised Codes of Montana, and adding Chapter 1, Title X, Part II of the Code of Civil Procedure three sections to be numbered 686a, 686b, 686c, relating to the foreclosure of real estate mortgages, and providing for the redemption from foreclosure sales.' Committee on Judiciary.

Senate Bill No. 172, by MacKenzie: 'An Act to prohibit the employment of females in restaurants, eating houses, laundries and other similar occupations controlled and conducted by persons of the Asiatic race, and providing penalties for the violation thereof.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 137, by Burlingame, entitled, 'An Act to amend and re-enact Sections 5, 9, 24, 25, 31, 32, 33, 34, 36, 37, 40, 43, 44, 46, 47, 49, 52, 53, 57, 63, and 65, Chapter 146 of the Montana Session Laws, 1909, relating to the creation, organization, government and change in area of irrigation districts,' today reported said Bill with the recommendation that same do pass. Report adopted.

Also Substitute for Senate Bill No. 154, by Committee on Roads, Highways and Bridges, entitled, 'An Act to amend Section 1416 of the Revised Codes of Montana (1907) relating to public bridges and defining the word "Bridge",' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend Section one by adding after the word 'Bridge' in line 8 the following: 'and further provided that whenever and wherever bridges are constructed, under contract, after the passage of this Act, the approaches shall be construed to be a part of the total cost of such bridge.'

Amend the title by striking out the figures '1417' and inserting in lieu thereof the figures '1416.'

Also House Bill No. 30, by Appropriations Committee, entitled, 'An Act providing for the payment of deficiency claims for account of public printing,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 49, by Appropriations Committee, entitled, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 223, by Appropriations Committee, entitled, 'An Act appropriating the sum of Thirty-four Hundred (\$3,400.00) Dollars, or so much thereof as may be necessary for the payment of the deficiency claims of cities for money due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 61, by Appropriations Committee, entitled, 'An Act appropriating money for the payment of the claim of the Independent Publishing Company for printing furnished as provided for by Section 6 of the Corrupt Practices Act,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Joint Memorial No. 5, by Easton, today reported said Memorial with the recommendation that same be concurred in. Report adopted.

House Joint Memorial No. 6, by Hills, 'A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress Assembled, requesting the passage of House Bill Number 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of Forestry students in collegiate institutions that are or may be aided by States in which



are Federal Forest Reserves,' today reported said Memorial with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 145, by Dwyer, entitled, 'An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its Charter or Articles of Incorporation in the office of Secretary of State of Montana,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 235, by Coburn, entitled, 'An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of court in counties where a session of court is not or cannot be held by a judge thereof or in any county where the business of the court is not or cannot be dispatched with reasonable promptness and providing that the Governor, may, upon application of any interested person, require some district judge to hold court in said county for such time as may be specified in the order,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also Senate Bill No. 124, by Williams, entitled, 'An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter 33 being an Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of elk, rocky mountain goats and rocky mountain sheep, and fixing the open season thereof and providing for a closed season on elk in certain counties in Montana until October first, 1918 and defining the sex and age of rocky mountain sheep that may lawfully be killed during the open season and providing penalties for the violation thereof and to provide a closed season for rocky mountain goats, until October first, 1918,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend Title by striking out the quotation marks after '1918' and inserting quotation marks after the words 'violation thereof' and insert the words 'and rocky mountain sheep' after the word 'goats' and preceding the word 'until.'

Amend Section 1 by striking out the words 'rocky mountain sheep or rocky mountain goats,' immediately following the word 'elk.'

Amend Section 2 by inserting 'rocky mountain goat' after the words 'rocky mountain sheep.' Report adopted.

Also Senate Bill No. 156, by Committee on Education, entitled, 'An Act creating certain funds in the State Treasury to provide for retirement of public school teachers; providing for the creation of these funds by contributions from teachers, investment of funds, gifts to funds, and appropriations; providing for the custody and management of these funds; providing for the collection, condition of investment and condition of distribution of the funds; providing for the creation of boards to have charge of the funds and prescribing the duties and powers of such boards; providing for place of meeting of such board; providing for help and expenditures for such board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distribution of these funds, including the amount of time and term of payment,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend Section 13 by inserting in line 133 between the word 'of' and the word 'service' the word 'actual' and in line 134 by inserting after the word 'retirement' at the end of the sentence, the following: 'no time included in such leave of absence to be reckoned as time of service.'

Also House Joint Memorial No. 6, by Hills, 'A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress Assembled, requesting the passage of House Bill Number 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of forestry students in collegiate institutions that are or may be aided by States in which are federal forest reserves,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also Senate Bill No. 144, by Edwards, entitled, 'An Act to abolish betting on horse races at the Montana State Fair and to provide that the counties of the State may by special or general election determine whether or not betting

or horse races shall be abolished in such counties,' today reported said Bill with the recommendation that same do pass. Report adopted.

Also House Bill No. 207, by Committee on Banks and Banking, Substitute for House Bill No. 118, introduced by Eliel, entitled, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of bonds by counties,' today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also Senate Bill No. 122, by Oliver, entitled, 'An Act to amend Section 45 of a Bill entitled, "to propose by initiative petition a law to limit candidates' election expenses; to define, prevent, and punish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and elections in certain cases," approved and passed by the people at the general election of November, 1912,' today reported said Bill with the recommendation that same do pass. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred as follows:

House Bill No. 267, introduced by Shott (by request), being a Bill for an Act entitled, 'An Act to fix the salary and compensation of the Clerk of the State Board of Examiners of the State of Montana.' Referred to Committee on Finance and Claims.

House Bill No. 296, by Macdonald of Flathead, 'An Act to amend Section 4017 and 4018, of the Revised Codes of Montana, 1907, pertaining to the license fees of Insurance Corporations, Associations and Societies, and allowing deductions to be made, where any company has fifty per cent of its capital invested in Montana securities.' Committee on Insurance.

House Bill No. 297, by Macdonald of Flathead, 'An Act providing a method for the assessment and taxation of all insurance companies shall be assessed and taxed, and allowing certain deductions.' Committee on Insurance.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 23, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 7, a Resolution relating to the employment of additional clerks in the House, having been read and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Morris in the Chair.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 91, having been read three several times, was concurred in by the following vote:

Ayes: Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Carpenter, Carisher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrupp, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde.—70.

Noes: Sanderson.—1.

Absent and not voting: Anderson, Baldwin, Bent, Burnett, Corr, Crismas, Day, Easton, Eliel, Hall, Harmon, Healey, Higgins, Hogan, Johnson, McNally, Macdonald of Flathead, Mansur, Rundle, Searles, Smith of Missoula, Wells, Willis, Mr. Speaker.—24.

Excused: None.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 100, having been read three several times, was concurred in by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Jorgenson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde.—72.

Noes: Smith of Lewis and Clark.—1.

Absent and not voting: Corr, Easton, Healey, Johnson, Lemmon, Mansur, Mr. Speaker.—7.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 76, having been read three several times, was concurred in by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, Mackel, Marsh, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde.—72.

Noes: None.

Absent and not voting: Corr, Easton, Healey, Johnson, Lemmon, Mansur, Mason, Mr. Speaker.—8.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 33, having been read three several times, was concurred in by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Henry, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wilde.—67.

Noes: Hills, Wallin.—2.

Absent and not voting: Corr, Dwyer, Easton, Hedrick, Johnson, McCarthy, McMahon, Mansur, Rainey, Taylor, Mr. Speaker.—11.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and bill returned to the Senate for concurrence in House Amendments.

Senate Bill No. 90, having been read three several times, was concurred in by the following vote:

Ayes: Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Marsh, Mason, Moe, Moore, Morris, Nutting,

Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Sales, Schanck, Scott, Shott, Shrump, Stone, Sullivan, Wilde.—58.

Noes: Bent, Carpenter, Henry, Hills, Minnick, Ostle, Rixon, Rundle, Sanderson, Schmidt, Sedgwick, Smith of Lewis and Clark, Wallin.—13.

Absent and not voting: Corr, Easton, Foltz, Hedrick, Johnson, Mansur, Taylor, Vidal, Mr. Speaker.—9.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and Bill returned to the Senate.

Senate Joint Memorial No. 4, having been read three several times, was concurred in by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wilde.—70.

Noes: Henry, Parker.—2.

Absent and not voting: Corr, Easton, Foltz, Hedrick, Johnson, Mansur, Vidal, Mr. Speaker.—8.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and Bill returned to the Senate.

### THIRD READING OF HOUSE BILLS.

House Bill No. 113, having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Henry, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wilde.—72.

Noes: None.

Absent and not voting: Corr, Easton, Hedrick, Johnson, Mansur, Nutting, Vidal, Mr. Speaker.—8.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 170, having been read three several times, was passed by the following vote:

Ayes: Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Hayes, Henry, Jorgenson, Kelly, Kiley, Lemmon, McDonald of Teton, McMahon, Mackel, Marsh, Mason, Minnick, Moore, Morris, Ostle, Page, Phillips, Prosser, Rainey, Sanderson, Schmidt, Sedgwick, Shott, Smith of Lewis and Clark, Stone, Sullivan, Taylor.—49.

Noes: Baxter, Corwin, Gladden, Graybeal, Guinn, Harper, Hawks, Hills, Lord, Lusk, McCarthy, Moe, Parker, Rasmussen, Rixon, Rundle, Sales, Schanck, Scott, Shrump, Wallin, Wilde.—22.

Absent and not voting: Corr, Easton, Healey, Hedrick, Johnson, Mansur, Nutting, Vidal, Mr. Speaker.—9.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins,



Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 255, having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Healey, Henry, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wilde.—69.

Noes: Sanderson, Stone.—2.

Absent and not voting: Corr, Easton, Hedrick, Johnson, Mansur, Marsh, Nutting, Vidal, Mr. Speaker.—9.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 335, having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Bompert, Booth, Buckley, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wilde.—63.

Noes: Bent, Carpenter, Healey, Schmidt, Sedgwick.—5.

Absent and not voting: Burnett, Burns, Cariher, Corr, Easton, Johnson, Kelly, Mansur, Marsh, Nutting, Vidal, Mr. Speaker.—12.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and bill transmitted to the Senate for concurrence.

Substitute for House Bill No. 289, having been read three several times, was passed by the following vote:

Ayes: Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Dwyer, Doner, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harper, Hayes, Healey, Hedrick, Henry, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde.—67.

Noes: Carpenter.—1.

Absent and not voting: Corr, Easton, Einsel, Hawks, Johnson, McMahon, Mackel, Mansur, Marsh, Nutting, Phillips, Mr. Speaker.—12.

Excused: Anderson, Baldwin, Crismas, Day, Eliel, Hall, Harmon, Higgins, Hogan, McNally, Macdonald of Flathead, Searles, Smith of Missoula, Wells, Willis.—15.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Wallin, the House recessed at 12:00 o'clock M. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Speaker pro tem in the Chair.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the

printing of House Bill No. 238, beg leave to report that the same has been returned correctly printed."

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 24th: House Bills Nos. 238, 272, 181, 291, 256, 301, 328, 6, 266, 343, 277 and Senate Bills Nos. 62, 51, 108, 60 and 134."

### THIRD READING OF HOUSE BILLS.

House Bill No. 263, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Crismas, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Higgins, Hills, Hogan, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis.—80.

Noes: McDonald of Teton.—1.

Absent and not voting: Booth, Corr, Corwin, Day, Doner, Guinn, Harmon, Henry, Johnson, Minnick, Phillips, Rasmussen, Rixon, Mr. Speaker.—14.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 264, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Moore, Nutting, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis.—80.

Noes: Baxter, Healey, Macdonald of Flathead, Moe, Morris, Ostle, Rundle, Sales, Wells.—9.

Absent and not voting: Corr, Corwin, Guinn, Minnick, Phillips, Mr. Speaker.—6.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 286, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Moore, Morris, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis.—71.

Noes: Baxter, Gladden, Healey, Hedrick, Lusk, McDonald of Teton, Mansur, Ostle, Parker, Smith of Lewis and Clark, Wallin.—11.

Absent and not voting: Corr, Doner, Easton, Eliel, Foltz, Guinn, Minnick, Moe, Nutting, Page, Phillips, Sedgwick, Mr. Speaker.—13.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 288, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cavitt, Choiniere, Collins, Crismas, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Graybeal, Guinn, Harmon, Hayes, Hawks, Henry, Hogan, Jorgenson, Kiley, Lemmon, McMahon, McNally, Mackel, Marsh, Minnick, Moe, Moore, Nutting, Page, Parker, Rainey, Sales, Schmidt, Sedgwick, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis.—51.

Noes: Anderson, Baxter, Cariher, Carpenter, Coburn, Eliel, Gallagher, Gladden, Hall, Harper, Healey, Hedrick, Higgins, Hills, Johnson, Kelly, Lord, Lusk, McCarthy, McDonald of Teton, Mansur, Mason, Morris, Ostle, Prosser, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Scott, Searles, Shott, Shrump, Smith of Lewis and Clark, Wallin.—36.

Absent and not voting: Corr, Corwin, Day, Foltz, Macdonald of Flathead, Phillips, Smith of Missoula, Mr. Speaker.—8.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

Substitute to House Bill No. 324, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis.—55.

Noes: McDonald of Teton, Schanck.—2.

Absent and not voting: Burnett, Burns, Corr, Day, Foltz, Harmon, Wells, Mr. Speaker.—8.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Hills in the Chair.

House resumed.

Mr. Speaker in the Chair.

Hills from the Committee on the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 238, a Bill for an Act entitled, 'An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the Laws of the Eleventh Session of the Legislative Assembly of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 272, a Bill for an Act entitled, 'An Act relating to the selection, appraisal, leasing, management and sale of lands now owned by or hereafter to be acquired by the State of Montana; providing for the use and disposition of the land office expense fund; and repealing Sections 2158, 2159, 2174, 2181, 2182, 2183, 2184, 2185, 2188 and 2189 of the Revised Codes of Montana, 1907, and amending Sections VI, XXX, XLIII, XLV, LXII, LXV, LXVI, LXVII, LXVIII, LXX, LXXI, LXXVII, LXXVIII, LXXXI and XCIII of Chapter 147 of the Session Laws of the Eleventh Legislative Assembly of Montana,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 181, a Bill for an Act entitled, 'An Act to provide for the nominations and election of senators in the Congress of the United States from the State of Montana, and to provide for the filling of vacancies in such offices, and to repeal Sections 637 and 638 of the Revised Codes of the State of Montana for the year 1907 and all other acts and parts of acts in conflict

with this Act, and to provide that the provisions of this Act shall be substituted for and in lieu of the Sections of the Code hereby repealed,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 291, a Bill for an Act entitled, 'An Act to amend Chapter 35 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the regulation, issuance and renewal of licenses for the sale of spirituous, malt, or fermented liquors, and to add certain sections there to,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 256, a Bill for an Act entitled, 'An Act appropriating Seven Hundred Seventy-one and 89/100 (\$771.89) Dollars out of the State Insane Asylum Bond Fund as a refund to Sheridan County of money erroneously collected during the year 1913 for the State Bond Fund and remitted to the State Treasurer and erroneously placed in the State Insane Asylum Bond Fund,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 301, a Bill for an Act entitled, 'An Act to provide for the distribution and sale of milk within cities and incorporated towns; prescribing the receptacles in which the same shall be delivered; providing for the manner of handling same and prescribing punishment for a violation thereof and fixing the penalty therefor,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 328, a Bill for an Act entitled, 'An Act to amend Section 3118 of the Revised Codes of Montana of 1907, as amended by Chapter 85 of the Session Laws of 1909, as amended by Chapter 132 of the Session Laws of 1911, relating to the salary and compensation of deputies to county officers and assistants,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out.

Also House Bill No. 6, a Bill for an Act entitled, 'An Act making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown by the Ledger of said Commission, and providing for the payment thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 266, a Bill for an Act entitled, 'An Act making it unlawful to kill deer in the counties of Custer, Dawson, Richland, Sheridan, Valley, Phillips, Rosebud and Big Horn before the first of October, 1920, and providing a penalty for the violation thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 343, a Bill for an Act entitled, 'An Act to provide for the enumeration of the inhabitants of the State of Montana and the securing of Statistical information thereof in the year 1915 and every tenth year thereafter and to authorize the publication thereof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out.

Also House Bill No. 277, a Bill for an Act entitled, 'An Act to provide for the registration and identification of motor vehicles and operators thereof, and for the regulations of vehicles operating upon the public highways of the State; providing for fees and for the disposition thereof; and repealing the provisions of Chapter 73 of the Thirteenth Legislative Assembly,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out."

Baxter moved the adoption of the report of the Committee of the Whole as read.

Burnett moved as a substitute therefor the segregation of the report on House Bill No. 277.

On roll call Burnett's motion was lost by the following vote: (There being a tie vote, the Speaker pro tem declared the motion lost.)



Ayes: Bent, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corwin, Crismas, Easton, Einsel, Franklin, Gallagher, Gladden, Harper, Healey, Hedrick, Henry, Hogan, Johnson, Lord, McCarthy, McDonald of Teton, Macdonald of Flathead, Mackel, Mansur, Marsh, Minnick, Moore, Nutting, Ostle, Page, Phillips, Rainey, Rixon, Rundle, Sanderson, Scott, Searles, Sedgwick, Taylor, Vidal, Wallin, Wilde—46.

Noes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Choiniere, Day, Doner, Dwyer, Eliel, Fishbaugh, Foltz, Fousek, Graybeal, Guinn, Hall, Harmon, Hawks, Higgins, Hills, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McMahon, McNally, Mason, Moe, Morris, Parker, Prosser, Rasmussen, Sales, Schanck, Schmidt, Shott, Shrump, Smith of Lewis and Clark, Smith of Missoula, Stone, Sullivan, Wells, Willis—46.

Absent and not voting: Corr, Hayes, Mr. Speaker—3.

Excused: None.

Baxter's motion to adopt the report of the Committee of the Whole prevailed.

At the request of Eliel, the Speaker pro tem reverted to Order of Business.

#### MOTIONS.

On motion of Eliel, House Bill No. 224 was ordered returned to the House by the Committee on Enrollment and to be placed on the calendar for third reading for the purpose of correcting an error therein.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: House Bill No. 224 is hereby returned to the House."

Eliel moved to amend House Bill No. 224 by striking out in Sections 5 and 6 the figures '1919' and inserting in lieu thereof the figures '1918' in order to make Sections 5 and 6 conform to the Senate Amendment to Section 2.

By unanimous consent the roll was called on the above motion and the amendments were carried by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—85.

Noes: Bechtel, Buckley, Einsel, Mackel, Rainey, Searles—6.

Absent and not voting: Burns, Corr, Stone, Mr. Speaker—4.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Day, the report of the Committee on Engrossment was at this time received.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment beg leave to report House Bill No. 238 by Hayes, as correctly engrossed."

On motion of Day, House Bill No. 238 was placed on the calendar for third reading.

House Bill No. 238, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Sedgwick, Shott, Shrump, Smith of Missoula, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis—79.

Noes: Cariher, Flanigan, Guinn, Healey, Kelly, McCarthy, Prosser, Searles, Smith of Lewis and Clark—9.

Absent and not voting: Burns, Corr, Fishbaugh, Schanek, Stone, Wells, Mr. Speaker—7.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

At the request of Phillips, Speaker pro tem reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Phillips from the Committee on Public Utilities and State Commissions reported as follows:

"Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration Senate Bill No. 157, introduced by Joint Committee on Compensation, Substitute for Senate Bill No. 74 and House Bill No. 136, introduced by Hogan and Eliel, a Bill for an Act entitled, 'An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation; establishing the Industrial Accident Board; defining its powers and duties, and providing for a review of its awards,' beg leave to report back to the House with the recommendation that the same be concurred in."

On motion of Phillips, the report of the Committee was adopted by the following vote and the Bill was referred to the Steering Committee.

Ayes: Anderson, Baldwin, Baxter, Bent, Bompart, Booth, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Hedrick, Henry, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanek, Scott, Searles, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wilde—74.

Noes: Bechtel, Buckley, Hayes, Healey, Higgins, Hills, Johnson, Kelly, Mackel, Mason, Ostle, Schmidt, Sedgwick, Shrump, Wallin, Willis—16.

Absent and not voting: Burns, Corr, Stone, Wells, Mr. Speaker—5.

Excused: None.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 354, a Bill for an Act entitled, 'An Act to provide for an additional Judge in the Twelfth Judicial District of the State of Montana,' report the same back to the House with the recommendation that it be re-referred to the Committee on Judiciary."

On motion of Mason, the report was adopted as read and the Bill was referred to the Committee on Judiciary.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration House Bill No. 428, introduced by McDonald of Teton, being a Bill for an Act entitled, 'An Act to amend Section 2763 of the Revised Codes of Montana of 1907, relating to licenses for the sale of Oleomargarine, butterine, imitation butter, cigarettes, cigarette paper, or material used in the making of cigarettes except tobacco, and on railway companies acting in the capacity of warehouses for the purpose of storing and distributing goods except any other than in capacity of common carriers; and repealing any and all parts of Acts in conflict herewith,' beg leave to report the same back to the House with the recommendation that the Bill be referred to the Committee on Ways and Means."

On motion of Fousek, the report was adopted as read and the Bill was referred to the Committee on Ways and Means.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, to whom was re-

ferred House Bill No. 431, introduced by Healey, entitled, a Bill for an Act entitled, 'An Act to amend Chapter 73 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the registration, identification and regulation of motor vehicles, by the amendment of Section 3 of Chapter 73, so as to regulate the size and character of identification marks and number plates for motor vehicles, and by the addition of a new section to be known and designated as Section 11-A, providing for the expiration of registrations of motor vehicles annually and for the renewal thereof,' beg leave to report that having had the same under consideration, we report it back to the House with the recommendation that it do pass."

On motion of Healey, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bills Nos. 303, 361, 222, 316, 330, 228, 249, 260, 327, 349, 360, 364, 367, 370, 377, 380, 385, 391, 394 and 381, beg leave to report the same back to the House as correctly printed."

At the request of Dwyer, the Speaker pro tem reverted to Order of Business.  
MOTIONS.

On motion of Dwyer, a reconsideration of Senate Bill No. 116 was ordered.

On motion of Dwyer, Senate Bill No. 116, was re-referred to the Committee on Judiciary for further consideration.

On motion of Day, the House adjourned at 5:40 o'clock P. M. until 10:00 o'clock A. M. Thursday, February 25, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## FIFTY-THIRD DAY.

Thursday, February 25, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-second day and find the same to be correct." On motion of Shott, the report was adopted as read.

### REPORTS OF SELECT COMMITTEES.

McNally and Edwards, from the Joint Committee to select Bills providing for Constitutional Amendments, reported as follows:

"Mr. Speaker: Your Joint Senate and House Committee, to whom was referred the following Bills: Senate Bills Nos. 6, 14, 125 and 55 and House Bills Nos. 22, 31 and 73, proposing amendments to the Constitution, for consideration, and to report back recommending the three containing in their judgment the greatest merit, as viewed from the present needs of the State, respectfully report as follows:

All of the proposed amendments possessed merit. The Constitution provides that only three may be submitted at the present time, and the following are considered by your Committee to contain modifications to our present Constitution which should be accepted in advance of all others.

Senate Bill No. 125, introduced by Hogan, a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana, an amendment to Section 9, Article 12 of the Constitution of the State of Montana, relating to Revenue and Taxation.'

House Bill No. 22, introduced by Morris, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana, an

amendment to Section 15, Article 12 of the Constitution of the State of Montana, creating a County Board of Equalization and a State Board of Equalization, and prescribing the power, duties and authority of each respective Board.'

House Bill No. 73, introduced by Marsh, being a Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana, an amendment to Section 2 of Article 12 of the Constitution of the State of Montana, relating to Exemption from Taxation'."

#### MINORITY REPORT.

Taylor and Fousek, a minority of the Committee reported as follows:

"Mr. Speaker: We, the minority of your Committee on Constitutional Amendments, having had under consideration the various Constitutional Amendments which have been submitted to this Legislative Assembly, respectfully report that the following Constitutional Amendments be adopted;

House Bill No. 73, being a Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article 12 of the Constitution of the State of Montana, relative to exemptions from taxation.'

House Bill No. 22, being A Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana, an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, creating a County Board of Equalization and State Board of Equalization and prescribing the powers, authority and duties of said Board.'

House Bill No. 31, being a Bill for an Act entitled, 'An Act to submit to the qualified electors of the State of Montana, an amendment to Section 6, Article 13 of the Constitution of the State of Montana, relative to the indebtedness of Cities and Towns.'"

McNally moved the adoption of the Majority report.

Fousek moved as a substitute therefor the adoption of the Minority report.

Fousek's motion to adopt the minority report was carried by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Easton, Einsel, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, Macdonald of Flathead, Minnick, Moe, Moore, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Wallin, Wells, Wilde, Willis—70.

Noes: Baxter, Burns, Choiniere, Dwyer, Eliel, Fishbaugh, Flanagan, Hall, Lemmon, McMahon, McNally, Marsh, Mason, Morris, Nutting, Phillips, Sales, Smith of Lewis and Clark, Mr. Speaker—19.

Absent and not voting: Doner, Macdonald of Teton, Mackel, Mansur, Sanderson, Vidal—6.

Excused: None.

#### REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 359, being A Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten years on real and personal property to raise revenue for the support of the State Educational Institutions,' beg leave to report said Bill back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, to whom was referred House Bill No. 417, being A Bill for an Act entitled, 'An Act to authorize the State of Montana to become indebted in excess of the Constitutional limit and to provide for the issuance of Bonds, in the name of the State, for the purchase of raw material to be used at the State Prison Twine Factory,' beg leave to recommend that Section 1 of the said Bill be amended so as to read as follows:



'Section 1. That the State Board of Examiners of the State of Montana is hereby authorized and empowered to issue bonds in the name of the State of Montana to an amount not exceeding Two Hundred and Sixty-five Thousand (\$265,000.00) Dollars in excess of the Constitutional limitation of indebtedness of One Hundred Thousand (\$100,000.00) Dollars; provided, however, that bonds heretofore issued and now outstanding shall not be computed as to in any manner interfere with the bond issue under the terms and provisions of this Act to the full amount of Two Hundred and Sixty-five Thousand (\$265,000.00) Dollars. That the money derived from the sale of said bonds is to be used for the erection of buildings at the State Penitentiary, to be used for the State Prison Twine Factory at a cost not exceeding Fifty Thousand (\$50,000.00) Dollars; the equipment of said factory at a cost not to exceed Fifteen Thousand (\$15,000.00) Dollars, and for the purchase of raw material for use in the said factory not exceeding Two Hundred Thousand (\$200,000.00) Dollars, and for no other use.'

That the title of said bill be amended so as to read as follows: 'A Bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in excess of the Constitutional limit and to provide for the issuance of bonds in the name of the State for the establishment of a Twine Factory at the State Prison, erection of buildings, purchase of equipment and for raw material to be used in said factory.' And as so amended said bill do pass."

On motion of Day, the report was adopted as read and the bill was referred to the Printing Committee.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 173, being a Bill for an Act entitled, 'An Act to establish a Twine Factory at the State Prison, to empower the Warden, with the approval of the State Board of Prison Commissioners, to purchase and install machinery and building material, to provide for the employment of the convicts, to purchase the raw material, to give residents of this State the preference in buying the twine therein produced, and to appropriate Sixty-five Thousand Dollars to carry this Act into effect,' report same back to the House with the recommendation that it do not pass."

On motion of Day the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, having had for our consideration House Bill No. 423, being a Bill for an Act entitled, 'An Act to amend Section 6337 of the Revised Codes of the State of Montana, and entitling women at their option to serve upon juries,' also House Bill No. 383, being a Bill for an Act entitled, 'An Act to amend Section 20 of the Law initiated and passed by the people at the election held November 5, 1912, entitled, "A Bill to propose by initiative petition a law to provide for party nominations by direct vote," and to provide that the names of candidates shall be rotated on primary ballots,' having had the same under due consideration, beg leave to report same back to the House with the recommendation that these bills be indefinitely postponed."

On motion of Graybeal, the report was adopted as read.

Carpenter, representing a majority of the Committee on New Counties and Divisions, reported as follows:

"Mr. Speaker: We, your Committee on New Counties and Divisions, having had under consideration Senate Bill No. 45, beg leave to report the same back to the House with the recommendation that it be concurred in as amended as follows: Amend Section 1, page 2 of the printed bill, line 10, by striking out the word 'twenty' and inserting in lieu thereof the word 'eighteen.' Amend Section 1 of the printed bill, line 5, by striking out the word 'eight' and inserting in lieu thereof the words 'less than five;' and in line 7 of said Section 1, by striking out the word 'five' and inserting in lieu thereof the words 'three and one-half.' Amend Section 1, page 2 of the printed bill, line 10, by striking out the word 'twenty' and inserting in lieu thereof the word 'eighteen.' Amend Section 1, page 2, line 18 of the printed bill by striking out the word 'twenty' and inserting in place and stead thereof the word 'eighteen;' and further, in Section 2, page 3, line 56 of the printed bill, by striking out the word 'twenty' and inserting in lieu thereof the word 'eighteen.' Amend Section 2, page 11, lines 235, 236 and 237 by striking out the words 'which may have been incorporated under the

laws of the State for a period of one year preceding the day of the filing and presentation of the original petition.' Amend Section 2, line 87, by striking out the words 'be at the next regular quarterly meeting' and inserting 'which date must not be more than thirty (30) days subsequent to the date of filing of such petition with the clerk of said Board.' Amend Section 2, on page 7, line 149, of the printed bill by striking out the word 'five' and inserting in lieu thereof the words 'three and one-half;' by striking out lines 151, 152, 1533 and 154 of the printed bill; in line 155 by striking out '6th' and inserting in lieu thereof '5th;' and in line 157 of said section by striking out '7th' and inserting in lieu thereof '6th;' and on line 169 of said Section 2, by striking out the word 'give' and inserting in place and stead thereof the words 'three and one-half.' Amend Section 2, line 152, by striking out 'twelve hundred (1200) square miles' and inserting 'eight hundred (800) square miles.' Amend Section 3 of the printed bill, page 8, line 179, by striking out the word 'eight' and inserting in lieu thereof the word 'five;' and in lines 180 and 181 of said Section 3, page 8, by striking out the following words 'nor the area thereof to less than twelve hundred (1200) square miles of surveyed land;' and in line 182 by striking out the word 'five' and inserting in place and stead thereof the words 'three and one-half;' and in line 184, page 9 of Section 3, by inserting after the word 'divided' the words 'except as hereinabove provided;' and in line 205 of said Section 3, page 9, of the printed bill by inserting before the word 'officers' the words 'a senator and representative and county.' Amend Section 3, line 242, page 11, of the printed bill by striking out the words 'a special' and inserting in lieu thereof the word 'the.' Amend Section 3, on page 11, line 235, of the printed bill, by striking out the word 'incorporated;' and further in said Section on page 11, lines 249 and 250 of the printed bill, by striking out the word 'incorporated.' Amend Section 4, page 13 and page 14, lines 307 and 311 inclusive, of the printed bill, by striking out all of said lines and by inserting in lieu of that which is contained in said lines of said Section, the following: 'The Board of County Commissioners shall have authority to provide a suitable place for the county officers and to purchase such supplies as may be deemed necessary for the proper conduct of the county government; and all other officers of the court shall take office immediately after the filing of the resolution herein provided for with the Secretary of State.' Amend Section 5, page 14 of the printed bill, line 330, by inserting after the first word 'provided' in said line, the words 'including a senator and member of the House of Representatives.' Amend Section 11, page 22, line 510, by inserting after the word 'be' the word 'transferred' and line 511 by inserting between the word 'county' and 'and' the words 'and not transcribed.' Amend Section 16, page 23 of the printed bill, line 538, by striking out all of said Section and inserting in place and stead thereof the following: 'Section 16. This Act shall not apply to those counties now under process of creation'."

#### MINORITY REPORT.

Kelly, Guinn, Shrump, Rasmussen and Collins, a minority from the Committee on New Counties and Divisions reported as follows:

"Mr. Speaker: We, the undersigned, being a minority of your Committee on New Counties and Divisions, beg to report, having had under consideration Senate Bill No. 45, that we recommend that it be concurred in."

Carpenter moved the adoption of the Majority Report.

Kelly moved as a substitute therefor the adoption of the Minority Report.

Kelly's motion to adopt the Minority Report was adopted by the following vote:

Ayes: Anderson, Bechtel, Bompert, Booth, Buckley, Burnett, Carlier, C'oburn, Choiniere, Collins, Corr, Day, Dwyer, Doner, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hedrick, Henry, Higgins, Johnson, Jorgenson, Kelly, Kiley, Lemmon, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Moe, Moore, Morris, Ostle, Phillips, Prosser, Rasmussen, Rundle, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott, Shrump, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—63.

Noes: Baldwin, Baxter, Bent, Burns, Carpenter, Cavitt, Corwin, Crismas, Easton, Einsel, Harper, Hayes, Hawks, Hills, Hogan, Lord, Lusk, Mackel, Mansur, Marsh, Mason, Minnick, Nutting, Page, Parker, Rixon, Scott, Searles, Smith of Lewis and Clark, Smith of Missoula, Taylor.—31.

Absent and not voting: Healey.—1.

Excused: None.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 321, being a Bill for an Act entitled, 'An Act to appropriate money from the State Fish and Game Fund, for the purpose of erecting a permanent building at the State Fair Grounds, to be used for exhibition of Fish and Game of the State of Montana,' and House Bill No. 363, being a Bill for an Act entitled, 'An Act to appoint the Botanist of the Montana Agricultural Experiment Station State Botanist; defining his duties and appropriating money,' and House Bill No. 399, being a Bill for an Act entitled, 'An Act to appropriate money for the equipment and maintenance of the Northern Montana Agricultural and Manual Training School, and Agricultural Experiment Substation, in connection therewith for the two years commencing March 1st, 1915, and ending February 28th, 1917,' and House Bill No. 413, being a Bill for an Act entitled, 'An Act appropriating money for the payment of claims arising from the slaughter of animals during the year 1914 on account of foot and mouth disease,' and House Bill No. 419, being a Bill for an Act entitled, 'An Act creating the Montana Geological Survey, providing for the appointment of a State Geologist, providing for the issuance of pamphlets on the mineral resources of the State for the information of the general public, and appropriating money for the carrying out of the provisions of this Act,' beg leave to report said bills back to the House with the recommendation that they and each of them do pass."

On motion of Day, the report was adopted as read and the above entitled bills were referred to the Committee on Printing.

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, to whom was referred for our consideration the petition in regard to the over-head check rein on horses, in the State of Montana,' having had the same under due consideration, beg leave to report same back to the House with the recommendation that action recommended therein be indefinitely postponed."

On motion of Bent, the report was adopted as read.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 120, being a Bill for an Act entitled, 'An Act to provide for the redistricting of the third class districts in each county; creating a rural school district in each county, composed of all third class districts and parts thereof as a unit for the purposes of administration and taxation; providing for the creation of subdivisions of rural districts for the purpose of local administration; providing for boards of trustees for rural school districts, and prescribing the manner of election, number, terms, powers and duties of said boards of trustees; providing for the appointment of local clerks in subdivisions, and prescribing the powers and duties of the same; providing for taking over of funds, property and indebtedness of third class districts by the rural school districts; providing for the assumption and payment of all indebtedness of third class districts by the rural school district; providing for bonding of school district and payment of indebtedness; and providing the manner of acceptance of the provisions of this Act by the people of the several counties,' beg leave to report the same back to the House with the recommendation that the bill be concurred in."

On motion of Rainey, the report was adopted as read and the bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 403, introduced by Smith, a Bill for an Act entitled, 'An Act to provide for levying execution against the wages, debts, earnings, salary, income from trust funds or profits due and owing, or to become due and owing to a judgment debtor, and providing that such levy of execution become a lien and a continuing levy upon the wages, debts, earnings, salary, income from trust funds or profits due and owing or to become due and owing to a judgment debtor, and providing limitations of, and conditions upon which said execution shall issue,' having had same



under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer the report was adopted as read.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, a majority of your Committee on Townships and Counties, having had under consideration House Bill No. 429, being a Bill for an Act entitled, 'An Act to extend the boundaries of Valley County and to alter the boundaries of Sheridan County to conform thereto,' respectfully beg leave to report as follows: That the bill be reported back with the recommendation that it do pass."

On motion of Mason, the report was adopted as read and the bill was referred to the Printing Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 111, being a Bill for an Act entitled, 'An Act to fix the salaries of County Superintendents of Schools in Counties of the seventh and eighth class at the sum of Twelve Hundred Dollars per annum,' respectfully beg leave to report the bill back to the House with the recommendation that it be concurred in."

On motion of Mason, the report was adopted as read and the bill was referred to the Steering Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 106, being a Bill for an Act entitled, 'An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the counties of Phillips, Valley and Sheridan; to change the boundaries of the Twelfth Judicial District to conform thereto, and to provide one Judge for the Twelfth Judicial District: and to provide for the designation, powers, duties, term and compensation of the Judge of the said Seventeenth Judicial District,' respectfully beg leave to report that the bill be re-referred to the Judiciary Committee."

On motion of Mason, the report was adopted as read and the bill was referred to the Judiciary Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 427, being a Bill for an Act entitled, 'An Act changing and defining the boundaries of Valley and Sheridan Counties,' respectfully beg leave to report that the bill be reported back to the House with the recommendation that it do not pass."

On motion of Mason, the report was adopted as read.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 287, 225, 291, 247, 332, 325, 139, 258, 333 and 336, respectfully beg leave to report the same back to the House as correctly engrossed."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 14, 21, 49, 207, 235 and House Joint Resolutions Nos. 6 and 7 and House Joint Memorial No. 6, beg leave to report back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Joint Memorial No. 6, House Bills Nos. 14, 21, 49, 207, 235 and House Joint Resolutions Nos. 6 and 7 and thereupon proceeded to sign the same in open session.

### INTRODUCTION OF BILLS.

The following Bills were introduced: (Day from the Committee on Appropriations and Macdonald of Flathead were given permission to each introduce a Bill without previous notice.)

Senate Bill No. 156, by Committee on Education: A Bill for an Act entitled, "An Act creating certain funds in the State Treasury to provide for retirement of public school teachers; providing for the creation of these funds by contributions from teachers, investment of funds, gifts to funds, and appropriations; providing for the custody and management of these funds; providing for the collection, condition of investment and condition of distribution of the funds; providing for the creation of Boards to have charge of the funds, and prescribing the duties and powers of such Boards; providing for place of meeting of such Board;



providing for help and expenditures for such Board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distribution of these funds, including the amount of time and term of payment."

Senate Bill No. 144, by Edwards: A Bill for an Act entitled, "An Act to abolish betting on horse races at the Montana State Fair and to provide that the Counties of the State may, by special or general election determine whether or not betting on horse races shall be abolished in such Counties."

Senate Bill No. 122, by Oliver: A Bill for an Act entitled, "An Act to amend Section 45 of a A Bill entitled, "To propose by initiative petition a law to limit candidates' election expenses; to define, prevent, and punish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and elections in certain cases," approved and passed by the people at the General Election of November, 1912."

Substitute for Senate Bill No. 154, by Committee on Roads, Highways and Bridges. A Bill for an Act, entitled, "An Act to amend Section 1416 of the Revised Codes of Montana (1907), relating to public bridges and defining the word 'Bridge'."

House Bill No. 433, by Appropriations Committee: A Bill for an Act entitled, "An Act to pay employes of the Senate and House, as provided in Sections 76 and 81 of the Revised Codes of Montana of 1907."

House Bill No. 434, by Appropriations Committee: A Bill for an Act entitled, "An Act appropriating money for the maintenance and betterment of the several State Institutions of Montana for two years, commencing March 1st, 1915, and ending February 28th, 1917."

House Joint Memorial No. 9, by Macdonald: "A Memorial to the Congress of the United States, praying that when the lands in the Forest Reserves of the State of Montana are open to settlers, that in certain instances, the settler may have the timber thereon."

#### READING OF SENATE BILLS.

Senate Bill No. 156 read first and second time by title only and referred to the Committee on Education.

Senate Bill No. 144 read first and second time by title only and referred to the Committee on Fairs and Expositions.

Senate Bill No. 122 read first and second time by title only and referred to the Committee on Privileges and Elections.

Substitute for Senate Bill No. 154 read first and second time by title only and referred to the Committee on Highways.

#### READING OF HOUSE BILLS.

House Bill No. 433 read first and second time at length and referred to the Committee on Appropriations.

House Bill No. 434 read first and second time at length and referred to the Committee on Appropriations.

House Joint Memorial No. 9 read first and second time at length and referred to the Committee on State Lands.

#### MOTIONS.

On motion of Dwyer, the report of the Committee on Judiciary was reconsidered and the Bill was re-referred to the Committee on Judiciary.

At the request of Day, from the Committee on Appropriations, permission was granted to him to submit the following report.

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 434, being A Bill for an Act entitled, 'An Act appropriating money for the maintenance and betterment of the several State Institutions of Montana for two years, commencing March 1st, 1915, and ending February 28th, 1917,' beg leave to report said Bill back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the

printing of House Bills Nos. 196, 239, 245, 250, 251, 274, 282, 313, 345, 353, 356, 369, 372, 376, 387 and 395, also House Joint Memorials Nos. 7 and 8, beg leave to report that the same have been returned correctly printed."

### MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 265, by Committee on State Boards and Officers, Substitute for House Bill No. 144, 'An Act to prescribe the duties and powers of the State Examiner with reference to the examination of the books and accounts of incorporated cities and towns and of school districts of the first and second class, and fixing the fees for the examination thereof, and authorizing the State Board of Examiners to provide an additional deputy in the office of the State Examiner if necessary, and to repeal Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly,' having been read first and second time and referred to Committee on Counties, Towns and Municipal Corporations. Committee recommend that Bill be indefinitely postponed. Report adopted. Bill returned herewith.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 188, by Sales, 'An Act making it the duty of adult children to support indigent parents, providing procedure and fixing penalties,' having been read three several times and concurred in as amended, is herewith returned for concurrence in Senate Amendments. Title agreed to.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate amendments to House Bill No. 188 were concurred in by the following vote:

Ayes: Anderson, Bechtel, Bompert, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Dwyer, Doner, Eliel, Fishbaugh, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—78.

Noes: None.

Absent and not voting: Baldwin, Baxter, Bent, Booth, Cariher, Corwin, Day, Easton, Einsel, Flanigan, Foltz, Hayes, Healey, Hedrick, McNally, Moe, Scott—17.

Excused: None.

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture, to whom was referred House Bill No. 156, by Sales, being a Bill for an Act entitled, 'An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with a department of the Montana Agricultural College at Bozeman, Montana,' today reported with the recommendation that Bill be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, having had under consideration House Bill No. 185, 'An Act to amend Sections 1290, 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible to admission or to hold office in the Montana Soldiers' Home,' today reported same for concurrence. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Railways and Transportation, to whom was referred Senate Bill No. 175, by Larson, 'A Bill for an Act to authorize Railway Companies and Corporations to own, maintain and operate hotels, inns and restaurants,' today report with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Corporations other than Municipal, having had under consideration Senate Bill No. 173, by Brower, 'An Act to amend Sections 3818 and 3889 of the Revised Codes of Montana of 1907, relating to the power of corporations and providing for preferred stock and relating to what articles of incorporation should contain,' today recommend that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 119, introduced by Williams, being A Bill for an Act entitled, 'An Act to provide for the management and control of the Montana State Tuberculosis Sanitarium and to repeal Sections 2, 6 and 8 of Chapter 125 of the Session Laws of 1911, page 340, of an Act entitled, "An Act establishing the State Hospital to be known as the Montana State Tuberculosis Sanitarium,"' today reported said Bill with the recommendation that same do pass. Report adopted.

Senate Bill No. 11, by Abbott, entitled, 'An Act to amend Chapter 72 of the Session Laws of 1913, the same being known as the general highway law and relating to the clasification and permanent improvement of public highways,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend Section 3 by striking out in line 252 the word 'may' in both places where it appears in said line and substitute the word 'shall' in both places, and by striking out in line 255 the words 'or may visit such roads themselves.'

Amend Section 3, Chapter 5, of Senate Bill No. 11, by inserting in line 424, after the word 'commission' the following:

'And copies of which shall be on file at all times in the office of the County Clerk in each county of the State, provided, however, that whenever such plans so furnished cannot be applied, the County Commissioners shall have prepared such necessary plans and specifications which shall be on file in the office of the County Clerk thirty days prior to the letting of any such contract.' Report adopted.

Senate Bill No. 139, by Darroch, entitled, 'An Act to create and appoint a commission, the duties of which are to report on the laws of this State relating to the administrative and executive departments, and to recommend to the next Legislative Assembly such changes in said Laws as will bring efficiency and economy in the administration thereof, and to provide for an appropriation for said commission,' today reported said Bill with the recommendation that same do pass with the following amendment:

Amend Section 5 by striking out in line 5 'One Thousand (\$1,000.00) Dollars' and inserting in lieu thereof the words 'Ten Thousand (\$10,000.00) Dollars.'

Amend Section 4 by striking out in line 19 'or before November 1st' and inserting in lieu thereof the words 'December first.'

Amend Section 3 by inserting after the word 'State' in line 13 the following 'This Commission is authorized to employ such expert clerks, accountants and other help as they deem necessary to carry out their work' Report adopted.

Senate Bill No. 135, by Stevens, entitled, 'An Act to prevent pool selling, betting or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make



this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana. And to provide for the punishment of those who violate the provisions of this Act,' today reported said Bill with the recommendation that same do pass. Report adopted.

Senate Bill No. 115, by Brownlee, entitled, 'An Act changing and defining the boundaries of Sweet Grass and Stillwater Counties,' today reported said Bill with the recommendation that same do pass. Report adopted.

Senate Bill No. 140, by Stevens, entitled, 'An Act to amend Section One (1) of Chapter twelve (12) of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof," today reported said Bill with the recommendation that same do pass. Report adopted.

Senate Bill No. 148, by Byrnes, entitled, 'An Act concerning the advertising for bids and the letting of contracts by State and County officers, boards and commissions; providing that public records and files thereof be made and kept and that biennial reports of the letting of all State contracts and the bids thereof be made to the Legislative Assembly; prescribing penalties for the violation of the provisions of this Act, defining the term "Lowest responsible bidder," and repealing all Acts in conflict herewith,' today reported said Bill with the recommendation that same do pass with the following amendment:

Amend Senate Bill No. 148 by adding to Section 2 the following: 'Provided, however, that in case the contract is for county printing the term "Lowest responsible bidder" shall apply only to a newspaper of general circulation in the county, which in the judgment of the County Commissioners shall be suitable for performing the work, and which has been published within the County for a period of at least one year.' Report adopted.

Senate Bill No. 123, by Darroch, entitled, 'An Act to amend Section 3 of Chapter 81, Session Laws of the Eleventh Legislative Assembly of the State of Montana, which said Chapter 81 was entitled, "An Act to amend Sections 8782, 8783, 8784, 8785, 8787 and 8788 of the Revised Codes of Montana, 1907, relating to the protection and killing of wild game and beaver; and preventing the sale of beaver skins; and providing a punishment for the violation of this Act," and to extend the open season for elk, mountain sheep and mountain goat,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend Senate Bill No. 123 by striking out in line 8 of the Title, after the word 'elk' the words 'mountain sheep and mountain goat.'

Amend Senate Bill No. 123 by striking out in Section 1, line 6, after the word 'elk' the words 'or mountain sheep or mountain goat;' also in line 7 and 8 after the word 'elk' strike out the words 'one mountain sheep and one mountain goat.' Report adopted.

Senate Bill No. 124, by Williams, entitled, 'An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter 33 being an Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of elk, rocky mountain goats and rocky mountain sheep, and fixing the open season thereof and providing for a closed season on elk in certain counties in Montana until October first, 1918, and defining the sex and age of rocky mountain sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof, and to provide a closed season for rocky mountain goats, until October first, 1918,' today reported said Bill with the recommendation that same do pass with the following amendments:

Amend the title of Senate Bill No. 124, by adding thereto the words 'And providing penalties therefor.'

Amend Section 2 by adding in line 10 of the printed Bill after the word 'Sweet Grass' the word 'Stillwater.'

Amend Senate Bill No. 124, Section 2, line 18, after the figures '1918' by adding thereto the words 'any person who violates the provisions of this Section shall be punished by the payment of a fine of not less than Two Hundred (\$200.00) Dollars nor more than One Thousand (\$1,000.00) Dollars.' Report adopted.

House Bill No. 188, by Sales, entitled, 'An Act making it the duty of adult children to support indigent parents, providing procedure and fixing penalties,'



today reported said Bill with recommendation that same be concurred in with the following amendment:

Amend Section 3 by inserting in line 9 of the printed bill, between the words 'by' and 'child' the words 'any such' and between the words 'one' and 'child' the the word 'adult'; by inserting in line 12 before the words 'children' the word 'adult.' Report adopted.

Senate Joint Memorial No. 5, by Clark, 'A Memorial to the Congress of the United States to secure an allotment of lands upon the Blackfeet Indian Reservation for the Cree Indians now living in Montana,' today reported said Memorial with the recommendation that same do pass. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, are herewith transmitted for your concurrence.

Senate Bill No. 144, by Edwards, 'An Act to abolish betting on horse races at the Montana State Fair and to provide that the counties of the State may, by special or general election, determine whether or not betting on horses races shall be abolished in such counties.'

Also Substitute for Senate Bill No. 154, 'An Act to amend Section 1416 of the Revised Codes of Montana (1907), relating to public bridges and defining the word "Bridge".'

Also Senate Bill No. 122, by Oliver, 'An Act to amend Section 45 of a Bill entitled, "To propose by initiative petition a law to limit candidates' election expenses; to define, prevent and publish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and elections in certain cases," approved and passed by the people at the General Election of November, 1912.'

Also Senate Bill No. 156, by Committee on Education, 'An Act creating certain funds in the State Treasury; to provide for retirement of public school teachers; providing for the creation of these funds by contributions from teachers, investment of funds, gifts to funds, and appropriations; providing for the custody and condition of distribution of the funds; providing for the creation of Boards to have charge of the funds, and prescribing the duties and powers of such boards; providing for place of meeting of such board; providing for help and expenditures for such board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distribution of these funds, including the amount of time and term of payment.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, having had under consideration Senate Bill No. 171, by Meadors, 'An Act to amend Section 6864 of the Revised Codes of Montana, and adding to Chapter 1, Title X, Part II of the Code of Civil Procedure three sections to be numbered 686a, 686b, and 686c, relating to the foreclosure of real estate mortgages, and providing for redemption from foreclosure sales,' today report back with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred Senate Bill No. 170, by Dwight, being a Bill for an Act entitled, 'An Act fixing a closed season on game fish, and providing a penalty for the violation thereof,' today reported said Bill with the recommendation that it do not pass. Rules suspended and on motion, Bill ordered printed.

Also Senate Bill No. 165, by Dwight, being A Bill for an Act entitled, 'An Act to amend Section 1953 of the Revised Codes of Montana of 1907, as amended

by Chapter 63 of the Session Laws of 1911, entitled, "An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation, and authorizing the State Game and Fish Warden to employ an additional clerk and fixing the salary thereof, and providing the manner in which the same shall be paid;" repealing Chapter 96 of the Laws of 1913, entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation and providing the manner in which the same shall be paid;" and providing that a portion of all unexpended funds to the credit of the Fish and Game Fund shall at the end of the fiscal year, be transferred to the General Fund for General State purposes," today reported said Bill with the recommendation that it do not pass. Rules suspended and on motion printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, having had under consideration Senate Bill No. 162, by Lane, 'An Act to amend Section 19 of Chapter 57 of the Session Laws of the Twelfth Legislative Assembly entitled, "An Act providing for commission form of government for cities, providing for the election of officers therein and defining their duties and powers and providing for their compensation,"' today reported back with the recommendation that Bill do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 183, by McNally, 'An Act to amend Section 3 of Chapter 129 of the Montana Session Laws of 1911, being an Act in aid of the Disability Fund of Fire Departments in incorporated cities for the relief of sick and injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from the Fire Insurance Companies doing business within the State,' today reported same for concurrence. Report adopted.

Also Senate Bill No. 160, by Edwards, 'An Act limiting the number of social clubs wherein liquors are kept or disposed of within the State of Montana, and providing penalties for the violation thereof,' today recommend that same do pass. Report adopted. Bill referred to Printing Committee.

Also House Bill No. 265, by Committee on State Boards and Officers, substitute for House Bill No. 144, 'An Act to prescribe the duties and powers of the State Examiner with reference to the examination of the books and accounts of incorporated cities and towns and of school districts of the first and second class and fixing the fees for the examination thereof, and authorizing the State Board of Examiners to provide an additional deputy in the office of the State Examiner, if necessary and to repeal Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly,' today report that same be indefinitely postponed. Report adopted.

Also House Bill No. 171, by Fousek, 'An Act to amend Sections 2, 3, 5, 6, 8, 11, 16 and 25 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, said Act being An Act approved March 14th, 1913, entitled, "An Act relating to Special Improvements in cities and towns, and repealing Sections, 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being An Act entitled, 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years, approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest by any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile

signature of the mayor and city or town clerk of such city or town, approved March 2nd, 1911;" and legalizing and validating the creation of certain special improvement districts in the cities and towns of the State of Montana, and the bonds and warrants issued or to be issued, to defray the costs and expenses incurred, or to be incurred in the construction of the improvements made or to be made in any such districts, and the assessments levied, or to be levied in any such districts to defray the costs of making the improvements therein, and repealing all Acts or parts of Acts in conflict herewith," today recommend that same be referred to Judiciary Committee. Report adopted.

Also Senate Bill No. 172, by MacKenzie, 'An Act to prevent the employment of females in restaurants, eating houses, laundries and other similar occupations controlled or conducted by persons of the Asiatic race and providing penalties for the violation thereof,' with the following amendments:

After the word 'occupation' in line 4 of Section 1, insert the word 'owned' and after the word 'Montana' in Section 1, insert the words 'except females of the Asiatic race.' Committee recommend that same do pass as amended. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second time and referred as follows:

House Bill No. 113, 'An Act to provide for the determination and collection of an inheritance tax upon property in this State, or any interest therein, passing by will or under the interstate laws of this State or of any other State, or by gift in contemplation of death; defining the duties of certain officers thereunder, and repealing Sections 7724 to 7751, both inclusive, of the Revised Codes of Montana, 1907.' Committee on Judiciary.

House Bill No. 170, by Willis, 'An Act relating to the construction, use and maintenance of all electrical construction, appliances and apparatus, and providing a penalty for the violation thereof.' Committee on Labor and Capital.

House Bill No. 255, by Harmon, 'An Act for the organization of consolidated school districts.' Committee on Education.

House Bill No. 289, by Judiciary Committee, Substitute for House Bill No. 36, by Rasmussen, 'An Act providing for the delivery of ballots and stamps by the county clerk to the judges of election and for the delivery of the election returns to the county clerk. Amending Section 583 of the Revised Codes of the State of Montana of 1907 and creating three new sections of the Revised Codes of the State of Montana of 1907, to be numbered 547A, 583A, 583B.' Committee on Election and Privileges.

House Bill No. 335, by Judiciary Committee, 'An Act to amend Sections 5923 and 5935 of the Revised Codes of Montana of 1907, relating to the presentment for payment of negotiable instruments.' Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, having had under consideration House Bill No. 11, introduced by Wells, 'An Act to repeal Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, "An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties thereof," as amended by Chapter 133 of the Session Laws of the Thirteenth Legislative Assembly of 1913, entitled, "An Act to amend Sections 1, 2, 3 and 4 and re-enacting Section 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' approved



March 21st, 1913" and to repeal Chapter 133 of the Session Laws of the Thirteenth Legislative Assembly of 1913, entitled, "An Act to amend Sections 1, 2, 3 and 4 and to re-enact Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act to provide for creation, organization and classification of new counties, locating county seats, the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' approved March 21st, 1913.'" today reported same back without recommendation Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1913.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were read first and sgecond times and referred to the following Committees:

House Bill No. 101, by McNally, entitled, 'An Act to establish the position of custodian of records, mementoes, relics and documents of the department of Montana of the Grand Army of the Republic, and to provide for the preservation of the history of citizens who served in the army, navy or marine corps of the United States during the Civil War, and to set apart a room in the State Capitol therefor, and to repeal Section 270 of the Revised Codes of 1907, and Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana.' Committee on Military Affairs.

House Bill No. 102, by J. J. Phillips, entitled, 'An Act relating to partition fences and repealing Sections 2085, 2086, 2087, 2088 and amending Section 2089 of the Revised Codes of Montana, 1907.' Committee on Agriculture and Manufactures.

House Bill No. 119, by Cavitt, entitled, 'An Act to prevent to shipment of dockage or screenings from the State of Montana by elevators, warehousemen, or dealers in grain, except where dockage has been separated from grains by the usual methods employers.' Committee on Agriculture and Manufactures.

House Bill No. 131, by Crismas, entitled, 'An Act to amend Sections 1935 and 1936, as the same are designated and numbered in Section 1 of Chapter 121, Session Laws of the Twelfth Legislative Assembly of the State of Montana.' Committee on Horticulture.

House Bill No. 237, by Harmon, entitled, 'An Act to amend Section 1 of Chapter 109 of Montana Session Laws of 1913, relating to authorizing the Board of County Commissioners in each county to appropriate money out of the general fund of the County Treasury for the purpose of paying part salary and expenses of a County Agricultural Instructor.' Committee on Finances and Claims.

House Bill No. 96, by Day, entitled, 'An Act regulating the business of banking, providing for the creation and regulation of Banking Corporations, creating the Department of Banking and prescribing the duties and fixing the salaries of its officers and employes and repealing Title II, Part IV of Division I of the Civil Code of Montana entitled, "Banks and Banking Corporations," being the provisions of Sections 3909 to 4015, both numbers inclusive, Revised Codes of Montana, 1907, and all Acts amendatory thereof.' Committee on Banks and Banking.

House Bill No. 243, by Burnett, entitled, 'An Act to appropriate money for the purchase of anti-hog cholera serum, to be purchased by the Experimental station of Montana Agricultural College for the purpose of distribution to any persons so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same shall be handled.' Committee on Agriculture and Manufactures.

House Bill No. 280, by Johnson, entitled, 'An Act to amend Section 6 of the Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such act entitled as follows: "An Act to create and establish a standard sized apple box for the State of Montana: providing for the proper labeling and numbering of all apple boxes, and providing a penalty for the violation of this Act.'" Committee on Horticulture.

House Bill No. 334, by Judiciary Committee, entitled, 'An Act relating to exceptions and to bills of exceptions and statements of the case in their relation to



exceptions, and amending Section 6784 of the Revised Codes of 1907. Committee on Judiciary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced in the Senate, read first and second times and referred as follows:

Senate Bill No. 173, by Brower: 'An Act to amend Sections 3813 and 3889 of the Revised Codes of Montana of 1907, relating to the powers of corporations and providing for preferred stock, and relating to what Articles of Incorporation should contain.' Committee on Corporations other than Municipal. Introduced without previous notice by unanimous consent of Senate.

Senate Bill No. 174, by Brower: 'An Act to provide for the filing of amended Articles of Incorporation by Corporations created and existing under and by virtue of the laws of the State of Montana.' Committee on Corporations other than Municipal. Introduced without previous notice by unanimous consent of Senate.

Senate Bill No. 175, by Larson: 'An Act to authorize railway companies and corporations to own, maintain and operate hotels, inns and restaurants.' Committee on Railroads and Transportation. Introduced without previous notice by consent.

Senate Bill No. 176, by Hogan: 'An Act appropriating Two Hundred and Three Dollars to the Cove Ditch Company for refund on account of money paid by said Cove Ditch Company to the State Board of Land Commissioners for right of way over certain state lands.' Committee on Irrigation.

Senate Bill No. 177, by Burlingame: 'An Act permitting stockholders to co-operate associations to vote by mail, and providing for the declaring of dividends and distribution of net earnings and extending the provisions of this Act to co-operative Associations heretofore incorporated.' Committee on Corporations other than Municipal.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 192, being A Bill for an Act entitled, 'An Act appropriating money for the cost of the installation of three stokers in the heating plant of the State Capitol Building,' today reported as follows:

'Upon examining the contract awarded the American Stoker Company, under and by virtue of which said stokers were installed, your Committee found that the original contract price for the installation of said stokers was the sum of Four Thousand Dollars (\$4,000.00) for a completed job; that the appropriation called for in House Bill No. 192, to satisfy the claim of the said American Stoker Company for said installation work was the sum of Forty-two Hundred Ninety-three and 40-100 Dollars (\$4,293.40) or Two Hundred Ninety-three and 40-100 Dollars (\$293.40) in excess of the original contract price. Your Committee further is of the opinion that the materials furnished and the work performed in the installation of said stokers was not of sufficient value to warrant the additional charge; that the original contract price of Four Thousand Dollars should be allowed the American Stoker Company for the materials furnished and the work performed, but that the excess charge of Two Hundred Ninety-three and 40-100 Dollars (\$293.40) is not justifiable, and should not be allowed.'

Committee recommended that Bill be concurred in, therefore, with the following amendment:

Amend Section 1, lines 1 and 2 by striking out the words and figures 'Forty-two Hundred Ninety-three and 40-100 (\$4,293.40) Dollars,' and inserting in lieu thereof the following words and figures: 'Four Thousand Dollars (\$4,000.00).' Report adopted.

Also House Bill No. 55, by the Appropriations Committee, being A Bill for Act entitled, 'An Act providing for the payment of Deficiency Claims for the transportation of prisoners,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 220, by Appropriations Committee, being A Bill for an Act entitled, 'An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 199, by Eliel, being a Bill for an Act entitled, 'An Act appropriating the sum of Five Hundred Dollars (\$500.00) to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses erroneously slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 32, by Appropriations Committee, being A Bill for an Act entitled, 'An Act providing for deficiency claims for account of expense of Judges,' today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

The portion of the Communication relating to House Bill No. 192 was referred to the Steering Committee.

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following Bills for General File:

House Bill No. 188, Senate Bills Nos. 119, 11, 139, 115, 140, 148, 123, 124 and Senate Joint Memorial No. 5. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills Nos. 122, 144, 154 and 156, today reported that same have been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, having had under consideration House Joint Resolution No. 4, introduced by Graybeal, relating to a Highway through a corner of the Yellowstone National Park, connecting certain interstate and county highways, today reported back with the recommendation that Bill do pass. Report adopted.

Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 104, 145, 153, 158, 161 and Senate Joint Resolution No. 10, today reported that same have been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 24, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that at the hour of 10:45 a. m. this day, the enrolled copy of Senate Bill No. 78 was transmitted to His Excellency, the Governor, and the dated receipt received from his private secretary therefor. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

At the request of Rainey, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Rainey from the Committee on Education reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 156, being A Bill for an Act entitled, 'An Act creating

certain funds in the State Treasury to provide for retirement of public school teachers; providing for the creation of these funds by contributions from teachers, investment of funds, gifts to funds, and appropriations; providing for the collection, condition of investment and condition of distribution of the funds; providing for creation of Boards to have charge of the funds, and prescribing the duties and powers of such Boards; providing for place of meeting of such Boards; providing for help and expenditures for such Board in meeting and carrying out the provisions of this Act; providing conditions under which teachers may receive distributions of these funds, including the amount of time and term of payment, beg leave to report the same back to the House with the recommendation that the Bill be concurred in."

On motion of Rainey, the report was adopted as read and the Bill was referred to the Steering Committee.

On motion of Macdonald of Flathead, the House recessed at 12:00 o'clock M. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

#### MESSAGE FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 224, introduced by Committee on Affairs of Cities, Substitute for House Bill No. 71, by Marsh, as requested by the House, the Senate concurs in House amendments, by roll call, and is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

#### PETITIONS.

A petition from Sam W. Teagarden, pertaining to the work of the Special Joint Committee appointed to conduct an inquiry into the Lumber Industry in the State of Montana, and praying that this investigation be conducted along such lines as will insure a full and complete inquiry into the subject, was received, read and, on motion of Day, placed on file.

A telegram conveying the appreciation of the Butte Business Men's Committee, relative to the work of the Members of the House on House Bill No. 238, which provided for the prohibition of Race Track Gambling, was received, read and, on motion of Day, placed on file.

#### THIRD READING OF HOUSE BILLS.

House Bill No. 287, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carhier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis, Mr. Speaker—78.

Noes: Baxter, Crismas, Graybeal, Guinn, Hawks, Kelly, Rainey, Rasmussen—8.

Absent and not voting: Bent, Day, Easton, Eliel, Hayes, Johnson, Macdonald of Flathead, Parker, Wells—9.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 225, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bent, Bompert, Burnett, Burns, Carpenter, Cavitt, Coburn, Collins, Corwin, Crismas, Dwyer, Eliel, Easton, Fishbaugh, Flanigan,

Hawks, Hedrick, Henry, Johnson, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shrump, Smith of Missoula, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker—64.

Noes: Baldwin, Bechtel, Booth, Buckley, Cariher, Choiniere, Corr, Doner, Einsel, Fousek, Hayes, Healey, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lord, McNally, Mackel, Ostle, Page, Prosser, Shott, Stone, Wallin—27.

Absent and not voting: Day, Macdonald of Flathead, Sedgwick, Smith of Lewis and Clark—4.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 291, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—84.

Noes: Booth, Lord, Rundle, Scott—4.

Absent and not voting: Burns, Hayes, Higgins, Macdonald of Flathead, Mansur, Sedgwick—6.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 247, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—85.

Noes: Hills, Lusk, McCarthy, Smith of Missoula—4.

Absent and not voting: Anderson, Choiniere, Day, Higgins, Macdonald of Flathead, Sedgwick—6.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 332, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—87.

Noes: None.

Absent and not voting: Bent, Choiniere, Day, Harmon, Hawks, Higgins, Macdonald of Flathead, Moore—8.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.



House Bill No. 325, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Cariher, Cavitt, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Gallagher, Gladden, Guinn, Hall, Hedrick, Henry, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Nutting, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Sales, Sanderson, Schmidt, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Wallin, Wells, Mr. Speaker—62.

Noes: Bent, Burns, Carpenter, Coburn, Crismas, Fousek, Franklin, Graybeal, Harmon, Harper, Hawks, Healey, Higgins, Hills, Kiley, McDonald of Teton, Marsh, Morris, Ostle, Rainey, Rundle, Schanck, Scott, Shott, Sullivan, Taylor, Vidal, Wilde, Willis—29.

Absent and not voting: Eliel, Hayes, Macdonald of Flathead—3.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 139, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—86.

Noes: None.

Absent and not voting: Carpenter, Choiniere, Crismas, Hayes, Hawks, Macdonald of Flathead, Marsh, Rasmussen—9.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 258, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Minnick, Moe, Moore, Ostle, Page, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Willis, Mr. Speaker—76.

Noes: Anderson, Corr, Einsel, Guinn, Hall, Harper, Mansur, Morris, Nutting, Parker, Rundle, Shrump, Wells, Wilde—14.

Absent and not voting: Johnson, Macdonald of Flathead, Marsh, Mason, Prosser—5.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 333, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—88.

Noes: None.

Absent and not voting: Choiniere, Corwin, Eliel, Johnson, Marsh, Phillips, Prosser—7.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 336, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Crismas, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lawis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—86.

Noes: None.

Absent and not voting: Burns, Choiniere, Corwin, Day, Dwyer, Macdonald of Flathead, Marsh, Phillips, Prosser—9.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee, upon General Orders for the consideration of the House on February 25th: Senate Bills Nos. 136, 103 and 34 and House Bills Nos. 367, 370, 309, 355, 380, 364, 330, 394, 294, 341, 124, 284, 304, 315, 317, 318, 322, 308, 319, 320, 323."

On motion of McMahon, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Rainey in the Chair.

House resumed.

Mr. Speaker in the Chair.

Rainey from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 136, A Bill for an Act entitled, 'An Act to provide for library extension through the establishment and maintenance of county free libraries,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in.

Also House Bill No. 367, A Bill for an Act entitled, 'An Act providing that any private corporation now organized and existing, or which may hereafter be organized under any of the laws of Montana, may increase or decrease the number of shares into which the capital stock of such private corporation is divided, and providing the manner of increasing or decreasing the number of shares into which its capital stock is divided,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 370, 'A Bill for an Act entitled, 'An Act providing that any private corporation now organized and existing, or which may hereafter be organized under the laws of Montana, may classify its directors in respect to the time for which they shall severally hold office, and amending Sections 3830 and 3834 of the Revised Codes of Montana of 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 309, A Bill for an Act entitled, 'An Act empowering County Commissioners in counties of the first class, to create and establish Special Improvement Districts in thickly populated localities outside the limits of incorporated towns and cities, for the purpose of constructing sanitary and storm sewers, installing lights and such other special improvements, that may be petitioned for by sixty per cent (60%) of the freeholders affected by the same,'

having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 355, A Bill for an Act entitled, 'An Act relating to the compensation of County Surveyors, defining their duties; their qualifications; providing for qualifications of deputies and amending Section 3172 of the Revised Codes of Montana of 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out.

Also House Bill No. 380, A Bill for an Act entitled, 'An Act to amend Section 8369, Revised Codes of Montana of 1907, with reference to the observance of Sunday,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 364, A Bill for an Act entitled, 'An Act relating to the regulation of hotels, rooming houses and lodging houses in the State, granting permits and providing penalties,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken out.

Also House Bill No. 330, A Bill for an Act entitled, 'An Act to provide for financial aid in the care of dependent children in their own homes under the direct control of the mothers of such children, whose fathers are dead or inmates of some Montana State Institution of Charity or Correction, or who are physically or mentally unable to work, or who have for a period of two years or more failed to provide for said children, and whose mothers are wholly dependent upon their labor for support,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 394, A Bill for an Act entitled, 'An Act to transfer funds from the State Athletic Commission Fund and the State Bond Fund to the General Fund,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 294, A Bill for an Act entitled, 'An Act regulating the rights and privileges of clubs, societies and associations, in counties and in cities and towns of more than three hundred inhabitants, to dispense intoxicating liquors to members and members' guests,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 341, A Bill for an Act entitled, 'An Act to amend Section 1596, Section 1599 and Section 1605 of the Revised Codes of the State of Montana, regulating the practice of Osteopathy in the State of Montana, licensing osteopathic practitioners to practice in the State, making it unlawful to practice without a certificate, defining what shall constitute the practice of osteopathy and designating the rights, obligations and limitations of osteopathic practitioners licenses by the State Board of Osteopathic Examiners,' having had same under consideration, beg leave to report the same back to the House with the recommendation that the enacting clause be stricken therefrom."

On motion of Rainey, the report of the Committee of the Whole was adopted as read.

At the request of Burnett, Mr. Speaker reverted to Order of Business.

## REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on State Lands reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred House Joint Memorial No. 9, entitled, "A Memorial to the Congress of the United States, praying that when lands in the forest reserves of the State of Montana are open to settlers that in certain instances the settler may also have the timber therein,' beg to report the same back to the House with the recommendation that the same do pass."

On motion of Burnett, the report was adopted as read and the Bill was referred to the Printing Committee.

Einsel from the Printing Committee reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bill No. 393, beg leave to report that the same has been reported correctly printed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 6, 129, 181, 266, 301, 189 and 256, respectfully beg leave to report the same back to the House as correctly engrossed."

Johnson from the Committee on Corporations other than Municipal, reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration Senate Bill No. 50, being A Bill for an Act entitled, 'An Act defining commission merchants and to regulate the business of commission merchants in the State of Montana; providing for the licensing of such business; and the furnishing of bonds by such merchants; requiring certain books to be kept by such merchants; requiring notice to consignor of the receipt of produce to commission merchants, and statements after sale of produce to consignors; providing for a payment within specified time for goods received by commission merchants and sold by them; providing for complaints to the State Board of Horticulture; and the revocation of licenses; providing for actions upon bonds furnished by commission merchants; prohibiting combinations, pools, etc., and providing penalties for violations of this Act,' and

Senate Bill No. 105, being A Bill for an Act entitled, 'An Act to regulate the issuance of bonds for public warehousemen in accordance with the provisions of the laws of Montana in relation thereto, and providing penalties in relation thereto,' beg to report the same back to the House with the recommendation that the Bills be concurred in."

On motion of Johnson, the report was adopted as read and the Bill was referred to the Steering Committee.

Mr. Speaker reverted to Order of Business.

#### INTRODUCTION OF BILLS.

The following bills were introduced:

Senate Bill No. 104, by Burlingame: A Bill for an Act entitled, "An Act to amend Section 2973 of the Revised Codes of the State of Montana of 1907, having to do with the classification of counties."

#### READING OF SENATE BILLS.

Senate Bill No. 104 read first and second time by title only and referred to the Committee on Townships and Counties.

On motion of Gallagher, the House adjourned at 5:00 o'clock p. m. until 10:00 o'clock a. m., Friday, February 26, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

### FIFTY-FOURTH DAY.

Friday, February 26, 1915.

#### MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-third day and find same to be correct."

On motion of Shott, the report was adopted as read.

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 145, 223 and 224 and House Joint Memorial No. 5, and thereupon proceeded to sign the same in open session.

#### COMMUNICATIONS.

The following communication was received:

"Miss Mary Stewart, Dean of Women at the State University, will give an address on Saturday at two-thirty o'clock at the Unitarian Church under the auspices of the Women's Club, on the subject of 'Women and Democracy.' An



invitation is extended to the Members of the House of Representatives and their wives and families to hear the gifted speaker. An admission fee of twenty-five cents will be charged."

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 145, 224, 223 and House Joint Memorial No. 5, beg leave to report same back as correctly enrolled."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 380 and 272, respectfully beg leave to report the same back to the House as correctly engrossed."

Bent from the Committee on Public Morals, Charities and Reforms reported as follows:

"Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 398, being 'An Act to regulate the exhibition or use of moving pictures and stereopticon views; providing for and regulating the examination and approval of moving picture films and stereopticon views; fixing penalties for the violation of this Act,' respectfully beg leave to report as follows: Recommend that the same do pass."

On motion of Bent, the report was adopted as read and the bill was referred to the Printing Committee.

Willis from the Committee on Insurance reported as follows:

"Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 362, being a Bill for an Act entitled, 'An Act relating to funeral burials and benefit associations and declaring them to be insurance corporations, do hereby report the bill back to the House with the recommendation that the same do pass.'"

On motion of Willis, the report was adopted as read and the bill was referred to the Printing Committee.

Willis from the Committee on Insurance reported as follows:

"Mr. Speaker: We, your Committee on Insurance, having had under consideration Senate Bill No. 49, being a Bill for an Act entitled, 'An Act to provide for state insurance on all public buildings and contents; to provide for the valuation thereof; to provide the duties of public officers; to prevent any other manner of insuring public property; to provide for the payment of insurance; and to provide penalties for any violation of this Act,' do hereby report this bill back to the House with the recommendation that it be not concurred in."

#### MINORITY REPORT.

Cavitt and Baldwin, a minority from the Committee on Insurance, reported as follows:

"Mr. Speaker: We, the undersigned, members of your Committee on Insurance, after having had under consideration Senate Bill No. 49, believing that the bill has sufficient merit to justify its being considered on the floor of this House; this being evident by the fact that this bill was passed by the Honorable Senate by a vote of over two to one, beg leave to make a minority report that the same do pass."

Willis moved the adoption of the Majority Report.

Cavitt moved as a substitute thereof the adoption of the Minority Report. Cavitt's motion lost. Willis' motion to adopt the Majority Report prevailed.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 116, being a Bill for an Act entitled, 'An Act to amend Sections 4, 9, 12 and 17 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773 of the Revised Codes of the

State of Montana of 1907," respecting the filing of chattel mortgages, providing for the protection of creditors against the effect of unsatisfied chattel mortgages in whole or in part, and providing penalty for the removal of personal property under chattel mortgages from the county in which it is situated at the time of the execution of the mortgage,' having had same under consideration, beg leave to report back with the recommendation that the bill be amended as follows: That the title of said bill be amended by striking out the figures '4' and '12' in the first line. Also that said bill be amended by striking out all of Section One, also by striking out all of Section Three, and that the Sections of said bill be re-numbered accordingly, and that as so amended the bill be concurred in."

On motion of Dwyer, the report was adopted as read and the bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 401, being a Bill for an Act entitled 'An Act to amend Section 292 of the Revised Codes of Montana, relating to salaries of District Judges,' having had same under consideration, beg leave to report back with the recommendation that it do not pass."

On motion of Dwyer the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 354, being a Bill for an Act entitled, 'An Act to provide for an additional Judge in the Twelfth Judicial District of the State of Montana,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Dwyer, the report was adopted as read and the bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 131, being a Bill for an Act entitled, 'An Act to amend Section 194, Revised Codes of 1907, relating to the salary of the Attorney General,' having had same under consideration, beg leave to report back with the recommendation that it be concurred in."

On motion of Dwyer the report was adopted as read and the bill was referred to the Steering Committee.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 26th: Senate Bills Nos. 157, 103, 34, 62, 51, 108, 60, 134 and House Bills Nos. 124, 284, 304, 315, 317, 318, 322, 308, 319, 329, 323."

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 129, being a Bill for an Act entitled, 'An Act to amend Sections 196, 198 and 199, Revised Codes of 1907, relating to the salaries of the Assistant Attorney General and Stenographers employed in the office of the Attorney General, and fixing their salaries,' having had same under consideration, beg leave to report back with the recommendation that it be concurred in."

On motion of Dwyer the report was adopted as read and the Bill was referred to the Steering Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 422, being a Bill for an Act entitled, 'An Act to amend Section numbered Eleven of Chapter numbered Fifty of the Session Laws of the Thirteenth Legislative Assembly,' having had same under consideration, beg leave to report back with the recommendation that the bill be amended as follows: That the title be amended as follows: That the period following the last word of the title be stricken out, and the following added 'of the State of Montana, same being an Act to establish a Board of Examiners for nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick, and fixing penalties for violation of this Act, and relating to appeals of the District Courts of the State of Montana' and that as so amended the bill do pass."

On motion of Dwyer the report was adopted as read and the bill was referred to the Printing Committee.

Macdonald from the Committee on Ways and Means reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred House Bill No. 428, being a Bill for an Act entitled, 'An Act to amend Section 2763 of the Revised Codes of Montana, 1907, relating to licenses for the sale of oleomargarine, butterine, imitation butter, cigarettes, cigarette paper or material used in making of cigarettes except tobacco, and on railway companies acting in the capacity of warehouses for the purposes of storing and distributing goods except any other than in capacity of common carrier; and repealing any and all Acts or parts of Acts in conflict herewith,' beg leave to report that having had the same under consideration, they herewith return it to the House with the recommendation that it be indefinitely postponed."

On motion of Lemmon the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 432 being, a Bill for an Act entitled, 'An Act requiring County Treasurers to accept money for the payment of taxes upon real estate, and for the purpose of redeeming real estate from tax sales when the payment is tendered by an owner, mortgagee or person having a lien upon the real estate,' having had same under consideration, beg leave to report back with the recommendation that it do pass."

On motion of Fousek, the report was adopted as read and the Bill was referred to the Printing Committee.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 430, being a Bill for an Act entitled, 'An Act providing for evidence of title by descent of the property of an intestate or of a person dying without the State,' having had same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 25th, 1915 at 2:30 P. M., to His Excellency, the Governor, the following House Bills with duplication, for his approval; House Bills Nos. 49, 235, 207, 21 and 14; also House Joint Resolution No. 7, House Joint Resolution No. 6 and House Joint Memorial No. 6."

Einsel from the Printing Committee reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Bills Nos. 368, 378, 384, 388, 389, 400, 402, 406, 407, 408, 409, 410, 411, 412, 414, 415 and 431, beg leave to report that the same have been returned correctly printed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 309, 188 and 370, respectfully beg leave to report the same back to the House as correctly engrossed."

#### INTRODUCTION OF BILLS.

The following Senate Bills were introduced:

Senate Bill No. 153, by Roberts: A Bill for an Act entitled, "An Act to amend Section 8555 of the Revised Codes of the State of Montana of 1907, relative to the sale of liquors at retail within five miles of grading and other camps."

Senate Bill No. 124, by Williams: A Bill for an Act entitled, "An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter 33 being an Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of elk., rocky mountain goats and rocky mountain sheep, and fixing the open season thereof and providing for a closed season on elk in certain counties in Montana until October first, 1918, and defining the sex and age of rocky mountain sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof, and to provide a closed season for rocky mountain goats, until October first, 1918."



Senate Bill No. 115, by Brownlee: A Bill for an Act entitled, "An Act changing and defining the boundaries of Sweet Grass and Stillwater Counties."

Senate Bill No. 137, by Burlingame: A Bill for an Act entitled, "An Act to amend and re-enact sections 5, 9, 24, 25, 31, 32, 33, 34, 36, 37, 40, 43, 44, 46, 47, 49, 52, 53, 57, 63 and 65, Chapter 146 of the Montana Session Laws, 1909, relating to the creation, organization, government and change in area of irrigation districts."

Senate Bill No. 161, by Committee on Public Lands: A Bill for an Act entitled, "An Act authorizing the State Land Board to contract and agree with the United States for the waiver of the State's right to unsurveyed School Sections in forest reserves, and to accept lands in lieu thereof, and validating agreements heretofore made for that purpose."

Senate Joint Resolution No. 10, by Byrnes:

Senate Joint Memorial No. 5, by Clark: A Memorial to the Congress of the United States to secure an allotment of lands upon the Blackfeet Indian Reservation for the Cree Indians now living in Montana.

### READING OF SENATE BILLS.

Senate Bill No. 153 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 124 read first and second time by title only and referred to the Committee on Fish and Game.

Senate Bill No. 115 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 137 read first and second time by title only and referred to the Committee on Irrigation and water Rights.

Senate Bill No. 161 read first and second time by title only and referred to the Committee on State Lands.

Senate Joint Resolution No. 10 read first and second time at length and referred to the Committee on Mines and Mining.

Senate Joint Memorial No. 5 read first and second time at length and referred to the Committee on State Lands.

### MESSAGES FROM THE GOVERNOR.

The following messages were received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 25, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

House Joint Resolution No. 6, 'A Resolution relating to the employing of additional clerks in the House.'

House Joint Resolution No. 7, 'A Resolution relating to the employing additional clerks in the House.'

House Bill No. 49, 'An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building.'

S. V. STEWART, Governor."

"Executive Office, Helena, Montana, February 26, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

House Joint Memorial No. 6, 'A Memorial to the Honorable Senate and House of Representatives of the United States, in Congress assembled, requesting the passage of House Bill No. 15,219, being a Bill for an Act to further the economic use of forests and forest lands and the training of forestry students in Collegiate Institutions that are or may be aided by States in which are Federal Forest Reserves.'

House Bill No. 21, 'An Act providing for and relating to the assessment for the purposes of taxation of the real estate owned by national and state banks and banking corporations, and the assessment for taxation purposes and the payment of taxes on shares of stock in national and state banks and banking



corporations and repealing Sections 2503, 2504 and 2505, Revised Codes of Montana, 1907, and all Acts and parts of Acts in conflict herewith.'

House Bill No. 207, Substitute for House Bill No. 118, 'An Act to amend Sections 2905, 2907 and 2908 of the Revised Codes of Montana of 1907, relating to the issuance of bonds by counties.'

House Bill No. 235, 'An Act to amend Section 6312, Revised Codes of 1907, relative to the holding of court in counties where a session of court is not or cannot be held by a judge thereof or in any county where the business of the court is not or cannot be dispatched with reasonable promptness and providing that the Governor may, upon application of any interested person, require some district judge to hold court in said county, and providing for another department in said court is necessary, for such time as may be specified in the order.'

S. V. STEWART, Governor."

"Executive Office, Helena, Montana, February 25, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 98, 'An Act appropriating (\$2,400.00) Twenty-four Hundred Dollars, or as much thereof as may be necessary to pay the salary and expenses of the custodian appointed under and by virtue of the provisions of Chapter 32 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana.'

No. 153, 'An Act to provide for the distribution among the several counties of Montana containing United States Forest Reserve Lands, all Forest Reserve moneys received from the general government for the benefit of such counties; to designate the fund in which the County Treasurer in each county shall place said payments, and to fix the percentage of such payments in each fund; to correct errors of distribution of such funds heretofore or hereafter made.'

No. 165, 'An Act to prohibit the taking, using, driving, operating or removing any automobile or motor vehicle without the consent of the owner and fixing the penalty for the violation thereof.'

No. 208, 'An Act to provide for the support of the Government of the State of Montana for the years 1915 and 1916.'

S. V. STEWART, Governor."

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate.

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body, that on motion, duly seconded, all Bills reported favorably by the Committee of the Whole today were considered engrossed and placed on the calendar for third reading.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred to the following Committees:

House Bill No. 287, Committee on Elections and Privileges.

House Bill No. 225, Committee on Military Affairs.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session House Bills numbered 21, 207, 235, 49 and 14, House Joint Resolution No. 6 and House Joint Resolution No. 7.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Minority of your Committee on Constitu-

tional Amendments, which have been submitted to this Legislative Assembly, today reported that the following constitutional amendments be adopted:

House Bill No. 73, House Bill No. 22, House Bill No. 31.

Report not adopted.

Also that the Majority of the Joint Senate and House Committee, to whom was referred Senate Bills numbered 6, 14, 55 and 125 and House Bills numbered 22, 31 and 73, proposing amendments to the Constitution, today reported that the three following proposed amendments, which contain, in their judgment, the greatest merit, be adopted in advance of all others.

Senate Bill No. 125, House Bill No. 22, House Bill No. 73. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 176 today report back with the recommendation that same do not pass. Report adopted.

Also House Bill No. 137, today report back with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 76, today reported that same has been correctly enrolled. Also Senate Bills Nos. 90, 91 and 100. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 118, 147, 150, 152, 159, 163, 164, 167 and 175, today reported that same have been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred House Bill No. 190, today reported back with the recommendation that same do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following Bills for General File: House Bills Nos. 55, 199, 32, 156, 192, 183, 220 and House Joint Resolution No. 4.

Also Senate Bills Nos. 104, 153, 158, 161 and Senate Joint Resolution No. 10. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom was referred Senate Bills Nos. 115, 124, 137 and Senate Joint Memorial No. 5, today reported that same have been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Sanitary Affairs, to whom was referred House Bill No. 191, today recommend that, as amended, same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred House Bill No. 159, today reported and recommended that it be concurred in as amended. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were today introduced in the Senate, read first and second times, and referred as follows:

Senate Bill No. 178, by Investigation Committee on Public Printing: 'An Act to amend Article 14, Chapter 3 of the Revised Codes of Montana, 1907, by adding thereto a new section to be designated as Section 257A, relating to the duties of the Clerk of the Board of Examiners in connection with State Printing contracts. Committee on Irrigation.

Senate Bill No. 179, by Hogan, introduced without previous notice by unanimous consent of Senate: 'An Act defining who are real estate dealers and relating to the sales of real estate by real estate agents, and fixing the liability of vendors for commission on sales by real estate agents. Judiciary Committee.

Senate Bill No. 180, by Hogan, introduced without previous notice by unanimous consent of Senate: 'An Act authorizing J. G. Link and C. S. Haire, co-partners, to institute proceedings in court for adjustment of their claims against the State of Montana for services rendered as Architects. Committee on Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee appointed to investigate the State Printing contracts today submitted the following report:

'In the very short time allowed us for this investigation, it was, of course, impossible for us to make the thorough examination the matter should have. However, we went into the details of the last printing contract made by the State and ascertained the following facts:

That in letting the contract for State printing, no specifications as to quantity or quality of the articles wanted were given the bidders, the law not specifically requiring that this be done. To us it seems that when the very essentials are omitted necessary to make the proper bid, for bids are made in bulk so to speak, it becomes impossible for any one either the bidder or the submitter of bids to arrive at an intelligent interpretation of what is wanted or what the prices should be and leaves the matter open to any construction that either party desires to place upon it.

From the tabulation of the reports we find that in many instances, none of the bidders on the last printing contract made their bids on the quantity or quality of the supplies desired, and just how either the bidder or the submitter arrived at any conclusion in the matter we are unable to determine.

The laws on the Statute Books relating to State printing are not as explicit as they should be, and therefore, we are today submitting a Bill which it is believed will obviate the necessity of further investigation of these contracts.'

Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Labor and Capital, to whom were referred Senate Bills Nos. 146 and 147, today reported that Senate Bill

No. 146 do pass and that Senate Bill No. 147 do not pass. Senate Bill No. 146 referred to Printing Committee and on motion, Senate Bill No. 147 referred to Steering Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session Senate Bills Nos. 90, 76, 91 and 100.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Immigration, to whom was referred Senate Bill No. 178, today reported said Bill with the recommendation that it do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that the hour of 2:25 P. M. this day, the enrolled copies of Senate Bills Nos. 76, 90, 91 and 100 were this day transmitted to His Excellency, the Governor, and the dated receipts thereof received from his private secretary. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the Steering Committee was requested to re-refer Senate Bill No. 162 to the Judiciary Committee. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 104, having been read three several times, and passed, title agreed to, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, Resolution and Memorial, having been read three several times, and passed, are herewith transmitted for your concurrence.

Senate Bills Nos. 115, 124, 137, 153, 161, Senate Joint Resolution No. 10 and Senate Joint Memorial No. 5.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Measures have this day been approved by His Excellency, the Governor:

Senate Bills Nos. 1 and 32, Senate Joint Memorial No. 3, and Senate Joint Resolutions Nos. 8 and 11.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills have this day been read first and second times and referred as follows:



House Bill No. 288 to Committee on Education.  
 House Bill No. 238, to Committee on Public Morals.  
 House Bill No. 286, to Committee on Education.  
 House Bill No. 263, to Committee on Judiciary.  
 House Bill No. 324, to Committee on Elections and Privileges.  
 House Bill No. 264, to Committee on Education.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom were referred the following bills, today reported as follows:

That House Bills Nos. 199, 55, 132, 156, 192, 183, 220 and House Joint Resolution No. 4 be concurred in.

That Senate Bills Nos. 104, 153 and Senate Joint Resolution No. 10 do pass. Senate Bills Nos. 104 and 153 referred to Printing Committee.

That Senate Bill No. 158 do not pass.

That Senate Bill No. 161 do pass as amended. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary today reported House Bill No. 171 for concurrence. Report adopted.

Also Senate Bill No. 169 for printing. Report adopted.

Also Senate Bill No. 159 for non-passage. Report suspended. To be read again and acted on when Bill is reported printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education today reported Senate Bill No. 151 for passage as amended and Senate Bill No. 155 for passage. Report adopted. Bills referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 25, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills and House Joint Resolution having been read three several times, and concurred in, are herewith returned:

House Bills Nos. 199, 192, 220, 55, 156, 32, 183 and House Joint Resolution No. 4.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Speaker pro tem in the Chair.

At the request of McMahon, Speaker pro tem reverted to Order of Business.

### INTRODUCTION OF BILLS.

By unanimous consent, McMahon was given permission to introduce the following bill without previous notice:

House Bill No. 435, by McMahon: A Bill for an Act entitled, "An Act to provide for an additional Judge for the second Judicial District, to be known as the Probate and Juvenile Judge: defining the duties of the same, outlining his powers, and providing for his compensation, so that there shall hereafter be four judges of the said Second Judicial District."

### READING OF HOUSE BILLS.

House Bill No. 435 read first and second time by title only and referred to the Committee on Judiciary.

Mr. Speaker in the Chair.

## THIRD READING OF SENATE BILLS.

Senate Bill No. 136 having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Henry, Hills, Hogan, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wells, Willis, Mr. Speaker.—78.

Noes: Baxter, Hawks, Healey, Mansur, Marsh, Ostle, Sales.—7.

Absent and not voting: Bompert, Choiniere, Easton, Hedrick, Higgins, Johnson, Kiley, Rundle, Vidal, Wilde.—10.

Excused: None.

Title agreed to and bill returned to the Senate.

## THIRD READING OF HOUSE BILLS.

House Bill No. 3, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harper, Hayes, Hawks, Healey, Henry, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—84.

Noes: Mansur.—1.

Absent and not voting: Bompert, Graybeal, Harmon, Hedrick, Higgins, Lemmon, Macdonald of Flathead, Marsh, Minnick, Rundle.—10.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 181, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—83.

Noes: None.

Absent and not voting: Bompert, Doner, Hedrick, Higgins, Lemmon, McNally, Macdonald of Flathead, Marsh, Mason, Phillips, Rundle, Taylor.—12.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 266, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Mason, Moe, Moore, Morris, Nutting, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck,

Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—78.

Noes: Guinn, Minnick, Ostle, Rundle.—4.

Absent and not voting: Bompert, Burnett, Corr, Corwin, Hedrick, Kiley, Lemmon, McNally, Macdonald of Flathead, Marsh, Phillips, Taylor, Willis.—13.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 301, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bechtel, Bompert, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Franklin, Gallagher, Gladden, Guinn, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mason, Minnick, Moe, Moore, Morris, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schmidt, Scott, Searles, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—66.

Noes: Baldwin, Baxter, Bent, Booth, Cariher, Fousek, Graybeal, Hall, Harmon, Harper, Healey, Jorgenson, Mansur, Marsh, Ostle, Sales, Schanck, Sedgwick, Shrump, Stone.—20.

Absent and not voting: Corwin, Fishbaugh, Hedrick, Kiley, Lemmon, McNally, Macdonald of Flathead, Nutting, Phillips.—9.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 256 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lord, Lusk, McDonald of Teton, McMahon, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—84.

Noes: Burns.—1.

Absent and not voting: Einsel, Eliel, Fishbaugh, Foltz, Lemmon, McCarthy, McNally, Macdonald of Flathead, Marsh, Nutting.—10.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

Moore was given unanimous consent at this time to introduce the following communication:

"To the Honorable Speaker and Members of the House:

In behalf of the 1755 paid members in my own organization and of the thousands of women affiliated with us, I ask you in the interest of the womanhood of Montana to kill House Bill No. 380.

(Signed) MARY L. ANDERSON,  
President Montana W. C. T. U."

House Bill No. 380 having been read three several times, was passed by the following vote:

Ayes: Anderson, Buckley, Burnett, Burns, Carpenter, Cariher, Choiniere, Corr, Crismas, Dwyer, Doner, Easton, Einsel, Flanigan, Foltz, Fousek, Guinn, Hall, Hayes, Hawks, Hogan, Jorgenson, Kelly, Kiley, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Ostle, Page, Phillips, Prosser, Sales, Searles, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—50.

Noes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Cavitt, Coburn, Collins, Day, Eliel, Franklin, Gallagher, Gladden, Graybeal, Harmon, Harper, Healey, Henry, Hills, Lemmon, McDonald of Teton, Macdonald of Flathead, Marsh, Moore, Morris, Rainey, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Taylor, Willis.—37.

Absent and not voting: Corwin, Fishbaugh, Hedrick, Higgins, Johnson, Nutting, Parker, Rasmussen.—8.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 272, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Jorgenson, Kelly, Kiley, Lord, Lusk, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Ostle, Page, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—82.

Noes: None.

Absent and not voting: Corwin, Fishbaugh, Hayes, Higgins, Johnson, Lemmon, McCarthy, Macdonald of Flathead, Morris, Nutting, Parker, Rasmussen, Smith of Missoula.—13.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 309, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Easton, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Prosser, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—83.

Noes: Einsel, Rainey.—2.

Absent and not voting: Corwin, Eliel, Fishbaugh, Higgins, Johnson, Kelly, Page, Parker, Phillips, Rasmussen.—10.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

House Bill No. 370 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Stone, Scott, Searles, Sedgwick, Shott, Shrump, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—87.

Noes: None.

Absent and not voting: Easton, Eliel, Johnson, Kelly, McDonald of Teton, Rasmussen, Smith of Lewis and Clark, Smith of Missoula.—8.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 330, 294, 367 and 394, respectfully beg leave to report the same back to the House as correctly engrossed."

Choiniere from the Committee on Enrollment reported as follows:



"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 26th, 1915, at 11:00 A. M. to His Excellency, the Governor, the following House Bills with duplicates, for his approval: House Bills Nos. 224, 223, 145, and House Joint Memorial No. 5."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 32, 55, 156, 183, 192, 199 and 220 and House Joint Resolution No. 4, beg leave to report the same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Joint Resolution No. 4 and House Bills Nos. 32, 55, 156, 183, 192, 199 and 220, and thereupon proceeded to sign the same in open session.

### THIRD READING OF HOUSE BILLS.

House Bill No. 294, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kiley, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—89.

Noes: None.

Absent and not voting: Day, Easton, Foltz, Kelly, Lemmon, McDonald of Teton—6.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 330, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—89.

Noes: None.

Absent and not voting: Baldwin, Dwyer, Foltz, Johnson, Kelly, Lemmon—6.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 367, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—92. Noes: None.

Absent and not voting: Baldwin, Carpenter, Easton—3.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 394, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—91.

Noes: None.

Absent and not voting: Easton, McNally, Marsh, Rasmussen—4.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Macdonald of Flathead, the House recessed at 12:00 o'clock M. until 2:00 o'clock P. M.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 26th, in addition to those placed on the file during the morning session:

House Bills Nos. 261, 431, 356 and House Joint Memorial No. 7."

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Wallin in the Chair.

House resumed.

Mr. Speaker in the Chair.

Wallin from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 157, a Bill for an Act entitled, 'An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations: providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liability of employers who do not elect to pay such compensation; establishing the Industrial Accident Board, defining its powers and duties and providing for a review of its awards,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in." On motion of Wallin, the report of the Committee of the Whole was adopted as read.

Mr. Speaker reverted to Order of Business.

#### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 12, and in the hands of the Governor, having been read and adopted, is herewith transmitted for concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

## GENERAL ORDERS.

Wallin in the Chair.

House resumed.

Speaker pro tem in the Chair.

Wallin from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the following Senate and House Bills, having had the same under consideration, beg leave to report them back to the House with the following recommendations:

Senate Bill No. 103 be concurred in.

House Bill No. 124 do pass as amended.

Senate Bill No. 34 be concurred in.

House Bill No. 284 do pass.

House Bill No. 304 do pass.

House Bill No. 315 do pass.

House Bill No. 317, the enacting clause be stricken out.

House Bill No. 318 do pass.

House Bill No. 322 do pass.

House Bill No. 308, the enacting clause be stricken out.

House Bill No. 319, the enacting clause be stricken out.

House Bill No. 320 do pass.

House Bill No. 323, the enacting clause be stricken out.

House Bill No. 261 do pass.

House Joint Memorial No. 7 do pass.

House Bill No. 356 do pass.

House Bill No. 431 do pass.

Senate Bill No. 62 be concurred in.

Senate Bill No. 108 be concurred in.

Senate Bill No. 60 be not concurred in.

Senate Bill No. 134 be concurred in.

Senate Bill No. 51 be not concurred in."

On motion of Wallin, the report was adopted as read.

On motion of Macdonald of Flathead, Mr. Speaker reverted to Order of Business.

## THIRD READING OF SENATE BILLS.

On motion of Macdonald of Flathead, Senate Bill No. 157 was given precedence over all other Bills on the calendar for Third Reading.

At this time the Speaker pro tem announced that he was about to sign House Bill No. 129, 188 and 189 and thereupon proceeded to sign the same in open session.

At the request of Kelly, supported by more than fifteen members, a Call of the House was ordered.

The Clerk thereupon proceeded to call the roll and the following members were found to be absent: Day and Easton.

On motion of Kelly, further proceedings under the Call of the House were suspended.

## THIRD READING OF SENATE BILLS.

Senate Bill No. 157, having been read three several times, was concurred in by the following vote:

Ayes: Baldwin, Baxter, Bent, Bompart, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hedrick, Henry, Hills, Hogan, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Minnick, Moe, Moore, Morris, Nutting, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Willis, Mr. Speaker—69.

Noes: Anderson, Bechtel, Booth, Buckley, Fousek, Franklin, Hawks, Healey, Higgins, Johnson, Jorgensen, Kelly, Mackel, Mansur, Mason, Ostle, Page, Schmidt, Shott, Shrump, Stone, Wallin, Wells, Wilde—24.

Absent and not voting: Day, Easton—2.

Excused: None.

Title agreed to and Bill returned to the Senate.

Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered on February 26th, 1915, at 1:40 P. M. to His Excellency, the Governor, the following House Bills, with duplicates, for his approval:

House Bills Nos. 220, 32, 199, 192, 183, 156, 55 and House Joint Resolution No. 4."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 284 and 322, respectfully beg leave to report the same back to the House as correctly engrossed."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 129, 188, 189, beg leave to report same back as correctly enrolled."

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 115, being a Bill for an Act entitled, 'An Act changing and defining the boundaries of Stillwater and Sweet Grass Counties,' respectfully beg leave to report that the Bill be reported back to the House with the recommendation that it be concurred in."

On motion of Mason, the report was adopted as read and the Bill was referred to the Steering Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 104, being a Bill for an Act entitled, 'An Act to amend Section 2973 of the Revised Codes of the State of Montana of 1907, having to do with the classification of counties,' respectfully beg leave to report that the Bill be reported back with the recommendation that it be concurred in."

On motion of Mason, the report was adopted as read and the Bill was referred to the Steering Committee.

Guinn from the Committee on Irrigation and Water Rights reported as follows:

"Mr. Speaker: We, your Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 137, being a Bill for an Act entitled, 'An Act to amend and re-enact Sections 5, 9, 24, 25, 31, 32, 33, 34, 36, 37, 40, 43, 44, 46, 47, 49, 52, 53, 57, 63 and 65, Chapter 146 of the Montana Session Laws, 1909, relating to the creation, organization, government and change of area of Irrigation Districts,' beg to report back to the House that the same be concurred in."

On motion of Guinn, the report was adopted as read and the Bill was referred to the Steering Committee.

On motion of Wallin, Mr. Speaker reverted to Order of Business.

#### MOTIONS.

Wallin moved that House Bill No. 58 be placed upon General Orders by the Steering Committee, it taking a two-thirds vote to change the order of business, the motion was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Booth, Buckley, Cariher, Carpenter, Coburn, Collins, Corr, Corwin, Einsel, Eliel, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lord, Lusk, Mackel, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Rasmussen, Rixon, Sales, Sanderson, Schmidt,



Scott, Sedgwick, Shott, Shrump, Smith of Lewis and Clerk, Smith of Missoula, Stone, Taylor, Wallin, Willis—58.

Noes: Anderson, Bent, Bompart, Burnett, Burns, Cavitt, Choiniere, Doner, Dwyer, Fishbaugh, Flanigan, Guinn, Hawks, Kelly, Lemmon, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Morris, Phillips, Prosser, Rainey, Rundle, Schanck, Searles, Sullivan, Vidal, Wells, Wilde, Mr. Speaker—33.

Absent and not voting: Crismas, Day, Easton, Graybeal—4.

Excused: None.

At the request of Mason, Mr. Speaker reverted to Order of Business.

### INTRODUCTION OF BILLS.

Mason was given unanimous consent to introduce the following Bill:

House Bill No. 436, by Committee on Townships and Counties: A Bill for an Act entitled, "An Act fixing the salaries of deputy county attorneys in counties of the second class."

### READING OF HOUSE BILLS.

House Bill No. 436 read first and second time by title only and referred to the Committee on Townships and Counties.

On motion of Eliel, Mr. Speaker reverted to Order of Business.

### THIRD READING OF HOUSE BILLS.

House Bill No. 284, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Marsh, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—83.

Noes: None.

Absent and not voting: Burns, Cariher, Day, Doner, Easton, Foltz, Lemmon, Phillips, Shrump, Smith of Lewis and Clark, Smith of Missoula, Stone—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of McMahon, the House adjourned at 5:30 o'clock P. M. until 9:30 o'clock A. M., Saturday, February 27, 1915.

Attest:

GEORGE L. RAMSEY, Speaker.

W. J. WALSH, Chief Clerk.

## FIFTY-FIFTH DAY.

Saturday, February 27, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 9:30 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-fourth day and find same to be correct."

On motion of Shott, the report was adopted as read.

## REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 433, being a Bill for an Act entitled, 'An Act to pay employes of the Senate and House, as provided in Sections 76 and 81 of the Revised Codes of Montana of 1907,' respectfully beg leave to report said Bill back to the House with the recommendation that it do pass."

On motion of Day, the report was adopted as read and the Bill was referred to the Printing Committee.

Prosser from the Committee on Fairs and Expositions reported as follows:

"Mr. Speaker: We, your Committee on Fairs and Expositions, having had under consideration Senate Bill No. 144, being a Bill for an Act entitled, 'An Act to abolish betting on horse races at the Montana State Fair and to provide that the counties of the State may, by special or general election determine whether or not betting on horse races shall be abolished in such counties,' beg leave to report as follows:

That the title be amended to read 'A Bill for an Act entitled, "An Act to provide that the counties of Montana may, by special or general election, determine whether or not betting on horse races shall be abolished in such counties?"'

That the Bill be amended by striking out all of Sections 1, 2, 3, and 4 and that Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 be numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12.

That as so amended the Bill be concurred in."

Choiniere and Shrump, a minority of the Committee on Fairs and Expositions reported as follows:

"Mr. Speaker: We, a minority of your Committee on Fairs and Expositions, having had under consideration Senate Bill No. 144, by Edwards, beg leave to report the Bill back to the House with the recommendation that it be not concurred in."

Prosser moved the adoption of the Majority Report.

Choiniere moved the adoption of the Minority Report.

Choiniere's motion was carried by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Easton, Einsel, Gladden, Graybeal, Harmon, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Sedgwick, Shott, Shrump, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis—68.

Noes: Cariher, Carpenter, Fishbaugh, Flanigan, Fousek, Gallagher, Guinn, Harper, Healey, Kelly, McCarthy, Prosser, Searles, Smith of Lewis and Clark, Smith of Missoula, Wells, Mr. Speaker—17.

Absent and not voting: Anderson, Bompert, Crismas, Eliel, Foltz, Franklin, Hall, McDonald of Teton, Moe, Schanck—10.

Excused: None.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred House Bill No. 435, being a Bill for an Act entitled, 'An Act to provide for an additional Judge for the Second Judicial District, to be known as the Probate and Juvenile Judge, defining the duties of the same, outlining his powers, and providing for his compensation so that there shall hereafter be four judges of the said Second Judicial District,' having had the same under consideration, beg leave to report back with the recommendation that it do not pass." On motion of Dwyer, the report was adopted as read.

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 106, being a Bill for an Act entitled, 'An Act to create the Seventeenth Judicial District of the State of Montana, to be composed of the counties of Phillips, Valley and Sheridan; to change the boundaries of the Twelfth Judicial District of the said State of Montana to conform thereto, and to provide one judge for the Twelfth Judicial District; and to provide for the designation, powers, duties, term and compensation of the Judge of the said Seventeenth Judicial District,' having had the same under consideration, beg leave to report back with the recommendation that it be concurred in." On motion of Dwyer, the report was adopted as read and the Bill was referred to the Steering Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 436, being a Bill for an Act entitled, 'An Act fixing the salaries of Deputy County Attorneys in counties of the second class,' do hereby report the Bill back to the House with the recommendation that the same do pass." On motion of Mason, the report was adopted as read and the Bill was referred to the Printing Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 124, being a Bill for an Act entitled, 'An Act to amend Section 2 of Chapter 33 of the Session Laws of the Thirteenth Legislative Assembly, said Chapter 33 being "An Act to amend Section 8783 of the Revised Codes of Montana, 1907, as amended by Chapter 81, Session Laws of 1909, relating to the killing of elk, Rocky Mountain goats, and Rocky Mountain sheep and fixing the open season thereof and providing for a closed season on elk in certain counties and parts of counties in Montana, until October first, 1918, and defining the sex and age of Rocky Mountain sheep that may lawfully be killed during the open season and providing penalties for the violation thereof," and to provide a closed season for Rocky Mountain goats and Rocky Mountain sheep until October first, 1918, and providing penalties therefor,' that the same be reported back with the recommendation that it be concurred in."

On motion of Searles the report was adopted as read and the bill was referred to the Steering Committee.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on February 27th: House Bills Nos. 377, 373, 228, 250, 251, 282, 313, 345, 252, 274, 342, 388, 389, 369, 222, 368, 393, 400, 395, 402, 378, 239, 361, 385, 260, 387, 360 and Senate Bills Nos. 150 and 156."

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Guinn in the Chair.

House resumed.

Mr. Speaker in the Chair.

Guinn from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the following bills, having had the same under consideration, beg leave to report them back to the House with the following recommendation: House Bill No. 222 do pass as amended. House Bill No. 228 do pass. House Bill No. 249 do pass. House Bill No. 377 do pass. House Bill No. 373—the enacting clause be stricken out. House Bill No. 250 do pass. House Bill No. 251—the enacting clause be stricken

out. House Bill No. 282 do pass. House Bill No. 313 do pass. House Bill No. 345 be indefinitely postponed. House Bill No. 252 do pass. House Bill No. 274 do pass. House Bill No. 342 do pass."

Guinn moved the adoption of the report as read.

Macdonald of Flathead moved as a substitute therefor that the report on House Bill No. 373 be segregated from the report of the Committee of the Whole.

Kelly, supported by more than fifteen members, demanded a Call of the House.

The Clerk thereupon proceeded to call the roll and the following members were found to be absent: Bent, Bompert, Cariher, Easton, Lord, Moe, Nutting, Stone.

Shortly thereafter the Clerk called the absentees and the following answered the roll: Bent, Cariher, Easton, Lord, Stone.

On motion of Macdonald of Flathead, further proceedings under the Call of the House were suspended.

Macdonald's motion to segregate the report on House Bill No. 373 was carried by the following vote:

Ayes: Anderson, Bent, Burnett, Burns, Cavitt, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hayes, Hawks, Johnson, Jorgenson, Kelly, Kiley, Lemmon, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Morris, Page, Phillips, Prosser, Rainey, Searles, Shott, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—48.

Noes: Baldwin, Baxter, Bechtel, Booth, Buckley, Cariher, Carpenter, Coburn, Collins, Corwin, Easton, Einsel, Eliel, Gallagher, Gladden, Hall, Harmon, Harper, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Lord, Lusk, McDonald of Teton, Mackel, Moore, Ostle, Parker, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Lewis and Clark, Smith of Missoula, Wallin.—44.

Absent and not voting: Bompert, Moe, Nutting.—3.

Excused: None.

On motion of Macdonald of Flathead, the report of the Committee on the Whole was adopted as amended.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 261, 304, 356, 431, 320 and House Joint Memorial No. 7, respectfully beg leave to report the same back to the House as correctly engrossed."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bills Nos. 347, 357, 366, 379, 396, 404, 412, 413, 416, 417, 405, 420, 426, 429 and House Joint Resolution No. 5, beg leave to report that the same have been returned correctly printed."

#### MESSAGES FROM THE SENATE.

The following message was received from the Senate:

"Senate Chambers, Helena, Montana, February 27th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the vote by which House Bill No. 212, report of Committee was not concurred in, was reconsidered, and on motion referred to Steering Committee and the Senate asked for recall from the House of the above bill.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

On motion of Eliel the request was granted.

#### MESSAGES FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 27, 1915.

The Speaker, House of Representatives, Helena, Montana: I have the honor to advise you that I have this day approved the following House measures:

House Joint Resolution No. 4, "Relating to a highway through a corner of the Yellowstone National Park connecting certain interstate and county highways."



House Joint Memorial No. 5, 'A Memorial petitioning Congress to take steps to reduce the appraised valuation of lands on the Fort Peck Indian Reservation.'

House Bill No. 32, 'An Act providing for the payment of deficiency claims for account of expense of Judges.'

House Bill No. 55, 'An Act providing for the payment of deficiency claims for the transportation of prisoners.'

House Bill No. 145, 'An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its Charter or Articles of Incorporation in the office of the Secretary of State of the State of Montana.'

House Bill No. 156, 'An Act to authorize and direct the Montana State Board of Land Commissioners to purchase certain lands for the benefit and use of the Agricultural Experiment Station connected with and a department of the Montana Agricultural College at Bozeman, Montana.'

House Bill No. 192, 'An Act appropriating money for the cost of the installation of three stokers in the heating plant of the State Capitol Building.'

House Bill No. 224, 'An Act prohibiting the introduction into, the manufacture of and the giving, exchanging, bartering, selling, or disposing of ardent spirits, ale, beer, wine, or intoxicating liquors within the State of Montana; providing penalties for the violation thereof; and providing for a referendum of said Act and providing the time when said Act shall take effect.'

S. V. STEWART, Governor."

House Bill No. 373 was reported correctly engrossed and was placed on Calendar for third reading.

At the request of Macdonald of Flathead, Mr. Speaker reverted to Order of Business.

### THIRD READING OF HOUSE BILLS.

House Bill No. 373, having been read three several times was passed by the following vote:

Ayes: Anderson, Bent, Burnett, Burns, Cavitt, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hayes, Hawks, Johnson, Jorgenson, Kelly, Kiley, Lemmon, McCarthy, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Morris, Page, Phillips, Prosser, Rainey, Searles, Shott, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—48.

Noes: Baldwin, Baxter, Bechtel, Booth, Buckley, Cariher, Carpenter, Corburn, Collins, Corwin, Easton, Einsel, Eliel, Gallagher, Gladden, Hall, Harmon, Harper, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Lord, Lusk, McDonald of Teton, Mackel, Moore, Ostle, Parker, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Lewis and Clark, Smith of Missoula, Wallin.—44.

Absent and not voting: Bompert, Moe, Nutting.—3.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

Macdonald of Flathead moved to reconsider the vote by which House Bill No. 373 was passed.

Day moved that the motion to reconsider be laid on the table.

Motion prevailed.

On motion of Day, the House recessed at 12:15 o'clock p. m. until 1:30 o'clock p. m.

### AFTERNOON SESSION.

House resumed at 1:30 o'clock p. m.

Mr. Speaker in the Chair.

On motion of Day the House resolved itself into a Committee of the Whole for the consideration of Senate Bill No. 150.

### GENERAL ORDERS.

Guinn in the Chair.

House resumed.

Mr. Speaker in the Chair.

Guinn from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate

Bill No. 150, having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in."

On motion of Guinn, the report was adopted as read.

On motion of Higgins, Senate Bill No. 150 was placed on the Calendar for Third Reading.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 150, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kelly, Kiley, Lord, Lusk, McDonald of Teton, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—85.

Noes: None.

Absent and not voting: Bent, Eliel, Foltz, Johnson, Lemmon, McCarthy, McMahon, McNally, Nutting, Sullivan.—10.

Excused: None.

Title agreed to and bill returned to the Senate.

Mr. Speaker at this time announced that he was about to sign Senate Joint Memorial No. 4 and Senate Bills Nos. 33 and 136 and thereupon proceeded to sign the same in open session.

### THIRD READING OF HOUSE BILLS.

House Bill No. 322, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lord, Lusk, McDonald of Teton, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—87.

Noes: None.

Absent and not voting: Eliel, Hawks, Higgins, Lemmon, McCarthy, McMahon, McNally, Nutting.—8.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

Senate Amendments to House Bill No. 191, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kelly, Kiley, Lord, Lusk, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Moore, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—82.

Noes: None.

Absent and not voting: Eliel, Graybeal, Hawks, Johnson, Lemmon, McCarthy, McNally, Mansur, Marsh, Morris, Nutting, Phillips, Sullivan.—13.

Excused: None.

House Bill No. 261, having been read three times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—87.

Noes: None.

Absent and not voting: Eliel, Graybeal, Johnson, Lemmon, McNally, Mansur, Nutting, Sullivan.—8.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 304 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Jorgenson, Kiley, Lord, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wallin, Wilde, Willis, Mr. Speaker.—79.

Noes: Higgins, Sedgwick, Shrump, Smith of Lewis and Clark.—4.

Absent and not voting: Carpenter, Eliel, Johnson, Kelly, Lemmon, Lusk, McCarthy, McNally, Mansur, Marsh, Nutting, Wells.—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 356, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker.—83.

Noes: None.

Absent and not voting: Baldwin, Cariher, Day, Doner, Easton, Eliel, Johnson, Lemmon, McNally, Macdonald of Flathead, Nutting, Wallin.—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 431, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Crismas, Day, Dwyer, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Hall, Harmon, Hayes, Hawks, Hedrick, Higgins, Hills, Johnson, Jorgenson, Kiley, Lemmon, Lusk, McMahon, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Page, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Schanck, Scott, Searles, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Mr. Speaker.—61.

Noes: Baxter, Carpenter, Corr, Einsel, Fousek, Graybeal, Guinn, Harper, Henry, Hogan, Lord, McDonald of Teton, Ostle, Parker, Rainey, Sanderson, Schmidt, Sedgwick, Shrump, Vidal, Wells, Wilde, Willis.—23.

Absent and not voting: Corwin, Doner, Easton, Eliel, Healey, Kelly McCarthy, McNally, Macdonald of Flathead, Marsh, Nutting.—11.

• Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 320, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, Mackel, Mansur, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—84.

Noes: None.

Absent and not voting: Corwin, Doner, Eliel, Kelly, McCarthy, McNally, Macdonald of Flathead, Marsh, Mason, Nutting, Shott—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Joint Memorial No. 7, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—88.

Noes: None.

Absent and not voting: Collins, Kelly, Macdonald of Flathead, Marsh, Nutting, Sanderson, Shott—7.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 124, 249, 318 and 315, respectfully beg leave to report the same back to the House as correctly engrossed."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, beg leave to amend our report of yesterday on House Bill No. 412. The same was erroneously printed and has been taken from the files. And further, we beg leave to report that House Bills Nos. 432 and 354 and House Joint Memorial No. 9, have been returned correctly printed."

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Guinn in the Chair.

House resumed.

Mr. Speaker in the Chair.

Guinn from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom were referred the following Bills, having had the same under consideration, beg leave to report them back to the House with the following recommendations:

House Bill No. 388 do pass.

House Bill No. 389 do pass.

House Bill No. 369 do pass.



House Bill No. 368 do pass.  
 House Bill No. 393 do pass.  
 House Bill No. 400 do pass.  
 House Bill No. 395 do pass.  
 House Bill No. 402 do pass.  
 House Bill No. 378 do pass.  
 House Bill No. 239, the enacting clause be stricken out.  
 House Bill No. 361 do pass.  
 House Bill No. 385 do pass.  
 House Bill No. 260 do pass.  
 House Bill No. 387, the enacting clause be stricken out.  
 House Bill No. 360 do pass.  
 House Bill No. 429 do pass.  
 House Bill No. 303, the enacting clause be stricken out."  
 On motion of Guinn, the report was adopted as read.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on February 27th, 1915, at 11:25 a. m., House Bills Nos. 129, 188 and 189, with duplicates, for his approval."

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom were referred for printing House Bills Nos. 321, 359, 362, 363, 398, 399, 419, 434 and 436, beg leave to report that the same have been reported correctly printed."

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee, upon General Orders, for the consideration of the House February 27, 1915:

House Joint Memorials Nos. 8 and 9; House Joint Resolution No. 5; and House Bills Nos. 432, 354, 379, 231, 347, 337, 271, 353, 396, 384, 391, 349, 257, 245, 236, 196, 316, 357, 404, 426."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: We, your Committee on Engrossment, to whom were referred House Bills Nos. 313, 282, 250, 222, 228, 274, 388, 396 and 368, respectfully beg leave to report the same back to the House as correctly engrossed."

Mr. Speaker at this time announced that he was about to sign Senate Bill No. 150, House Bill No. 73, House Bill No. 61, House Bill No. 30 and House Bill No. 22 and thereupon proceeded to sign the same in open session.

### THIRD READING OF HOUSE BILLS.

House Bill No. 124, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wilde, Willis, Mr. Speaker—75.

Noes: Eliel—1.

Absent and not voting: Bompert, Choiniere, Crismas, Day, Graybeal, Guinn, Harper, Healey, Hedrick, Johnson, Lemmon, McCarthy, Mackel, Phillips, Rundle, Sales, Vidal, Wallin, Wells—19.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 249, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bompert, Booth, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hawks, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly,

Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Morris, Nutting, Ostle, Page, Prosser, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wilde, Willis, Mr. Speaker—72.

Noes: Burns—1.

Absent and not voting: Baldwin, Bent, Burnett, Crismas, Day, Graybeal, Hayes, Healey, Hedrick, Johnson, Lemmon, Macdonald of Flathead, Moe, Moore, Parker, Phillips, Rainey, Rundle, Sales, Shott, Wallin, Wells—22.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 318, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Rainey, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—78.

Noes: Jorgensen—1.

Absent and not voting: Baldwin, Baxter, Burns, Crismas, Day, Doner, Harmon, Healey, Hedrick, McCarthy, Macdonald of Flathead, Phillips, Prosser, Rundle, Sales, Smith of Missoula—16.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 315, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Harmon, Harper, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lusk, McDonald of Teton, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—78.

Noes: Mansur—1.

Absent and not voting: Baxter, Crismas, Day, Doner, Graybeal, Guinn, Healey, Hedrick, Kelly, Lord, McCarthy, McMahon, Macdonald of Flathead, Parker, Rundle, Sales—16.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 313, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burns, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hedrick, Henry, Higgins, Hills, Hogan, Kelly, Kiley, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Minnick, Moe, Moore, Morris, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—75.

Noes: Carpenter, Hawks, Healey, Johnson, Nutting, Ostle, Page—7.

Absent and not voting: Baxter, Burnett, Corwin, Crismas, Day, Doner, Jorgensen, Lemmon, McCarthy, Mason, Parker, Rundle, Sales—13.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 282, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—81.

Noes: Schmidt—1.

Absent and not voting: Bompert, Corwin, Crismas, Foltz, Graybeal, Guinn, Harmon, Jorgensen, Lemmon, Macdonald of Flathead, Marsh, Mason, Sales—13.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 250, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Kelly, Kiley, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Marsh, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—82.

Noes: None.

Absent and not voting: Corwin, Crismas, Foltz, Graybeal, Harmon, Johnson, Jorgensen, Lemmon, Lord, McNally, Macdonald of Flathead, Mason, Ostle—13.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 222, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Booth, Buckley, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Healey, Hedrick, Hogan, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, Macdonald of Flathead, Mackel, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Shott, Shrump, Smith of Lewis and Clark, Stone, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker—69.

Noes: Burnett, Carpenter, Hawks, Henry, Higgins, Hills, Kelly, McMahon, McNally, Mansur, Marsh, Mason, Searles, Sedgwick, Smith of Missoula, Wallin—16.

Absent and not voting: Bompert, Corwin, Crismas, Doner, Harmon, Johnson, Jorgensen, Lemmon, Rasmussen, Sullivan—10.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 228, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Booth, Cariher, Cavitt, Collins, Crismas, Day, Dwyer, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Hall, Harmon, Harper, Hawks, Healey, Hedrick, Higgins, Hills, Hogan, Lusk, McCarthy, McDonald of Teton, McMahon, Mason, Moe, Moore, Morris, Page, Parker, Prosser, Rixon, Sales, Sanderson, Schanck, Searles, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Wilde, Mr. Speaker—47.

Noes: Anderson, Bechtel, Bent, Buckley, Burnett, Burns, Carpenter, Choiniere, Coburn, Einsel, Fousek, Guinn, Hayes, Henry, Johnson, Kelly, Kiley, Lord, Macdonald of Flathead, Mackel, Mansur, Marsh, Minnick, Nutting, Ostle, Phillips, Rainey, Rundle, Schmidt, Scott, Sedgwick, Shott, Taylor, Vidal, Wallin, Wells, Willis—37.

Absent and not voting: Bompert, Corr, Corwin, Doner, Gladden, Graybeal, Jorgensen, Lemmon, McNally, Rasmussen, Sullivan—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 274, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Guinn, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hogan, Kelly, Kiley, Lusk, McCarthy, McDonald of Teton, McMahon, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sanderson, Schmidt, Scott, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—77.

Noes: Franklin, Hall, Healey, Hills, Lord, Schanck, Searles, Shott, Stone—9.

Absent and not voting: Corwin, Easton, Graybeal, Johnson, Jorgensen, Lemmon, McNally, Macdonald of Flathead, Rasmussen—9.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 388, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burns, Cariher, Coburn, Collins, Corr, Day, Dwyer, Doner, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Harmon, Hayes, Healey, Hedrick, Hills, Kiley, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Marsh, Mason, Moe, Moore, Morris, Parker, Prosser, Rainey, Sales, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Mr. Speaker.—51.

Noes: Anderson, Bechtel, Burnett, Carpenter, Cavitt, Choiniere, Corwin, Crismas, Easton, Einsel, Gallagher, Gladden, Harper, Hawks, Henry, Higgins, Hogan, Kelly, Lord, McNally, Mackel, Mansur, Minnick, Nutting, Ostle, Page, Phillips, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Wilde, Willis—37.

Absent and not voting: Graybeal, Guinn, Hall, Johnson, Jorgensen, Lemmon, Rasmussen.—7.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 395, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: None.

Absent and not voting: Crismas—1.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Guinn in the Chair.

House resumed.

Mr. Speaker in the Chair.

Guinn from the Committee of the Whole reported as follows:



"Mr. Speaker: Your Committee of the Whole, to whom was referred the General File, beg leave to report that they have arisen for the purpose of having Senate Bill No. 182, introduced in the House, and respectfully ask that they be given permission to sit again."

On motion of Guinn, the report was adopted and Mr. Speaker reverted to Order of Business.

#### INTRODUCTION OF BILLS.

The following Senate Bill was introduced:

Senate Bill No. 182, A Bill for an Act entitled, "An Act to require public officers to allow the State Examiner access to their cash and bank accounts during the examination of their offices, and to fix the penalty for their refusal."

#### READING OF SENATE BILLS.

Senate Bill No. 182 read first and second time by title only and referred to the Committee on Banks and Banking.

At the request of Morris, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Franklin from the Committee on Banks and Banking reported as follows:

"Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration Senate Bill No. 182, beg leave to report that the same be concurred in."

On motion of Morris, the report was adopted as read and the bill was referred to the Steering Committee.

McMahon from the Committee on Mines and Mining reported as follows:

"Mr. Speaker: We, your Committee on Mines and Mining, to whom was referred Senate Joint Resolution No. 10, introduced by Byrnes, having had the same under consideration, beg leave to report and recommend that the same be concurred in."

On motion of McMahon, the report was adopted as read and the Bill was referred to the Steering Committee.

On motion of McMahon, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Guinn in the Chair.

House resumed.

Mr. Speaker in the Chair.

Guinn from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the following Bills, having had the same under consideration, beg leave to report them back to the House with the following recommendations:

House Joint Memorial No. 8 do pass.

House Joint Memorial No. 9 do pass.

House Joint Resolution No. 5 do pass.

House Bill No. 432 do pass.

House Bill No. 354 do pass.

House Bill No. 379, the enacting clause be stricken out.

House Bill No. 231 do pass.

House Bill No. 347 do pass.

House Bill No. 337 do pass.

House Bill No. 271 do pass.

House Bill No. 353 do pass as amended.

House Bill No. 396 do pass as amended.

House Bill No. 384 do pass.

House Bill No. 391 do pass."

On motion of Guinn, the report was adopted as read.

#### REPORTS OF STANDING COMMITTEES.

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Committee on Printing, to whom was referred the printing of House Bills Nos. 422 and 433, beg leave to report that the same have been returned correctly printed."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 377, 378, 400, 342, 429, 252, 260, 360, 361, 389, 385, 432, 354, 231, 347, 337, 271, 384 and 391, and House Joint Memorials Nos. 8 and 9 and House Joint Resolution No. 5, respectfully beg leave to report the same back to the House as correctly engrossed."

On motion of Macdonald of Flathead, the House recessed at 5:50 o'clock p. m. until 7:00 o'clock p. m.

#### EVENING SESSION.

House resumed at 7:00 o'clock p. m.

Speaker pro tem in the Chair.

On motion of Macdonald of Flathead, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Marsh in the Chair.

House resumed.

Speaker pro tem in the Chair.

Marsh from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the following Bills, having had the same under consideration, beg leave to report the same back to the House with the following recommendations:

House Bill No. 349 do pass as amended.

House Bill No. 257 do pass as amended.

House Bill No. 245 do pass."

On motion of Marsh, the report was adopted as read.

Speaker pro tem reverted to Order of Business.

#### THIRD READING OF HOUSE BILLS.

Day in the Chair.

House Bill No. 377, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Fousek, Franklin, Gallagher, Gladden, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Sales, Schmidt, Scott, Searles, Sedgwick, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Wallin, Wells, Wilde, Willis—69.

Noes: Baldwin, Baxter, Shrump—3.

Absent and not voting: Bechtel, Booth, Burns, Easton, Flanigan, Foltz, Graybeal, Guinn, Hall, Harmon, Kiley, Mackel, Minnick, Moore, Rainey, Rundle, Sanderson, Schanck, Shot, Stone, Taylor, Vidal, Mr. Speaker—23.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 378, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Fishbaugh, Fousek, Franklin, Gallagher, Gladden, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Misonla, Smith of Lewis and Clark, Sullivan, Wallin, Wells, Wilde, Willis—72.

Noes: Corwin—1.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Easton, Einsel, Flanigan, Foltz, Graybeal, Guinn, Hall, Kiley, Minnick, Moore, Rainey, Rundle, Sanderson, Shott, Stone, Taylor, Vidal, Mr. Speaker—22.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 400, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wilde, Willis—84.

Noes: None.

Absent and not voting: Bechtel, Booth, Burns, Easton, Hall, Kiley, Moore, Rundle, Stone, Vidal, Mr. Speaker—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 342, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wells, Wilde—79.

Noes: Willis—1.

Absent and not voting: Bechtel, Booth, Burns, Easton, Eliel, Foltz, Hall, Kiley, Lord, Minnick, Moore, Shott, Stone, Vidal, Mr. Speaker—15.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 429, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wells, Wilde, Willis—80.

Noes: Henry, Schmidt, Sedgwick—3.

Absent and not voting: Bechtel, Booth, Burns, Foltz, Graybeal, Hall, Kiley, Minnick, Moore, Stone, Vidal, Mr. Speaker—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 252, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson,

Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wells, Wilde, Willis.—85.

Noes: None.

Absent and not voting: Bechtel, Booth, Burns, Foltz, Hall, Minnick, Moore, Stone, Vidal, Mr. Speaker—10.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 260, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis.—82.

Noes: None.

Absent and not voting: Bechtel, Booth, Burns, Foltz, Hall, Kiley, Minnick, Moore, Rasmussen, Sales, Stone, Mr. Speaker—12.

Excused: Eliel.—1.

House Bill No. 360, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gladden, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Sullivan, Taylor, Vidal, Wallin, Wells, Willis.—72.

Noes: Dwyer, Gallagher, Higgins, Johnson, McMahon, Moe, Page, Rixon, Scott, Smith of Lewis and Clark, Smith of Missoula, Wilde—12.

Absent and not voting: Bechtel, Booth, Burns, Foltz, Graybeal, Hall, Kiley, Minnick, Moore, Stone, Mr. Speaker—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 361, having been read three several times, was passed by the following vote:

Ayes: Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Guinn, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mason, Moe, Morris, Nutting, Phillips, Prosser, Rainey, Rasmussen, Schanck, Schmidt, Searles, Sedgwick, Shott, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis.—63.

Noes: Anderson, Baxter, Carlier, Healey, Hogan, Johnson, McDonald of Teton, Mansur, Ostle, Page, Parker, Rixon, Rundle, Sales, Sanderson, Scott, Shrump, Smith of Lewis and Clark, Smith of Missoula—19.

Absent and not voting: Baldwin, Bechtel, Booth, Doner, Easton, Foltz, Graybeal, Hall, Kiley, Marsh, Minnick, Moore, Mr. Speaker—13.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following Bills have been placed by the Steering Committee upon General Orders for the consideration of the House February 27th.

House Bills Nos. 321, 359, 362, 363, 419, 436, 326, 420 and 366."

On motion of Phillips, the House resolved itself into a Committee of the Whole for the consideration of General Orders.



## GENERAL ORDERS.

Burnett in the Chair.

House resumed.

Speaker pro tem in the Chair.

Burnett from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the following Bills, having had the same under consideration, beg leave to report them back to the House with the following recommendations:

House Bill No. 236 the enacting clause be stricken out.

House Bill No. 196 do pass.

House Bill No. 316 do pass as amended.

House Bill No. 357 do pass.

House Bill No. 404 do pass.

House Bill No. 426, the enacting clause be stricken out.

House Bill No. 398, the enacting clause be stricken out.

Senate Bill No. 156 be concurred in.

House Bill No. 419 do pass.

House Bill No. 321 do pass.

House Bill No. 359 do pass.

House Bill No. 362, the enacting clause be stricken out.

House Bill No. 363, the enacting clause be stricken out.

House Bill No. 436, the enacting clause be stricken out.

House Bill No. 326, the enacting clause be stricken out.

House Bill No. 420 do pass.

House Bill No. 366 do pass."

On motion of Burnett, the report was adopted as read.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom was referred House Bills Nos. 257, 353, 402, 321, 404, 357, 419, 359, 196, 366, 396, 393, 368, 245, 191, 369, 316, 359 and 420, respectfully beg leave to report the same back to the House as correctly engrossed."

## THIRD READING OF HOUSE BILLS.

House Bill No. 389, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Eliel, Fishbaugh, Fousek, Franklin, Gladden, Graybeal, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Hills, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Moe, Morris, Nutting, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Scott, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Wallin, Wilde—55.

Noes: Gallagher, Henry, Higgins, Mackel, Ostle, Page, Rainey, Searles, Sedgwick, Smith of Lewis and Clark, Willis—11.

Absent and not voting: Bechtel, Booth, Burnett, Carpenter, Cavitt, Crismas, Day, Doner, Easton, Einsel, Flanigan, Foltz, Guinn, Hall, Hogan, Kiley, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moore, Sanderson, Taylor, Vidal, Wells, Mr. Speaker—29.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 385, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Easton, Fishbaugh, Franklin, Gallagher, Gladden, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Jorgensen, Kelly, Lemmon, Lord, McCarthy, McMahon, McNally, Mackel, Mansur, Mason, Moe, Moore, Page, Parker, Phillips, Prosser, Rainey, Rixon, Sales, Sanderson, Scott, Searles, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Wilde, Willis—62.

Noes: None.

Absent and not voting: Bechtel, Booth, Doner, Einsel, Flanigan, Foltz, Fousek, Graybeal, Guinn, Hall, Hawks, Hogan, Johnson, Lusk, McDonald of Teton, Macdonald of Flathead, Marsh, Minnick, Morris, Nutting, Ostle, Rasmussen,

Rundle, Schanck, Schmidt, Sedgwick, Smith of Missoula, Taylor, Vidal, Wallin, Wells, Mr. Speaker—33.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Joint Memorial No. 8, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bent, Bompert, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Fishbaugh, Fousek, Franklin, Gladden, Graybeal, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Mackel, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sanderson, Schanck, Schmidt, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wilde, Willis—63.

Noes: None.

Absent and not voting: Baxter, Bechtel, Booth, Buckley, Burnett, Corr, Day, Doner, Dwyer, Easton, Einsel, Eliel, Flanigan, Foltz, Gallagher, Guinn, Hall, Kiley, McDonald of Teton, Macdonald of Flathead, Mansur, Marsh, Minnick, Moore, Rasmussen, Sales, Scott, Sedgwick, Stone, Taylor, Wells, Mr. Speaker—32.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Joint Memorial No. 9, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Dwyer, Eliel, Einsel, Fishbaugh, Fousek, Franklin, Gallagher, Gladden, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Lord, McCarthy, McDonald of Teton, McNally, Mackel, Mansur, Marsh, Mason, Morris, Nutting, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rundle, Sales, Sanderson, Schanck, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Willis—62.

Noes: None.

Absent and not voting: Bent, Burns, Cariher, Crismas, Day, Doner, Easton, Flanigan, Foltz, Graybeal, Guinn, Hall, Hawks, Johnson, Kiley, Lemmon, Lusk, McMahon, Macdonald of Flathead, Minnick, Moe, Moore, Prosser, Rixon, Schmidt, Scott, Sedgwick, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker—33.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Joint Memorial No. 5, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baxter, Bent, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—80.

Noes: None.

Absent and not voting: Baldwin, Bechtel, Bompert, Booth, Burnett, Burns, Easton, Foltz, Hall, Macdonald of Flathead, Minnick, Moe, Moore, Taylor, Mr. Speaker—15.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 432, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen,

Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—82.

Noes: Bent—1.

Absent and not voting: Baxter, Bechtel, Bompert, Booth, Burnett, Burns, Easton, Foltz, Kelly, Macdonald of Flathead, Sales, Mr. Speaker.—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 354, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—92.

Noes: Higgins—1.

Absent and not voting: Bechtel, Mr. Speaker—2.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 231, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—80.

Noes: Carpenter, Crismas—2.

Absent and not voting: Bechtel, Booth, Burns, Cavitt, Doner, Foltz, Hall, Kiley, Marsh, Rundle, Scott, Taylor, Mr. Speaker—13.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 347, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—83.

Noes: None.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Cariher, Easton, Foltz, Hall, Kiley, McCarthy, Rundle, Mr. Speaker—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 337, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas,



Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—89.

Noes: None.

Absent and not voting: Bechtel, Booth, Easton, Hall, Taylor, Mr. Speaker—6

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 271, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Carpenter, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—83.

Noes: None.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Cariher, Hawks, Kiley, McDonald of Teton, Marsh, Sanderson, Taylor, Mr. Speaker—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 384, having been read three several times, was killed by the following vote:

Ayes: Bent, Bompert, Cavitt, Corr, Corwin, Doner, Einsel, Eliel, Fishbaugh, Fousek, Franklin, Gallagher, Graybeal, Harmon, Hawks, Hedrick, McCarthy, Macdonald of Flathead, Mansur, Marsh, Mason, Morris, Page, Parker, Phillips, Rainey, Sedgwick, Shott, Shrump, Wilde—30.

Noes: Anderson, Baldwin, Baxter, Cariher, Carpenter, Choiniere, Coburn, Collins, Crismas, Day, Dwyer, Gladden, Harper, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Mackel, Moe, Nutting, Ostle, Prosser, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Smith of Lewis and Clark, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Willis—46.

Absent and not voting: Bechtel, Booth, Buckley, Burnett, Burns, Easton, Flanigan, Foltz, Guinn, Hall, Hayes, Healey, Kiley, Minnick, Moore, Rundle, Scott, Taylor, Mr. Speaker—19.

Excused: None.

House Bill No. 91, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—83.

Noes: None.

Absent and not voting: Bechtel, Booth, Burns, Cariher, Coburn, Guinn, Hogan, Moe, Sanderson, Schmidt, Taylor, Mr. Speaker—12.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.



House Bill No. 396, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—84.

Noes: None.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Easton, Foltz, Gladden, Hall, Kiley, Taylor, Mr. Speaker—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 393, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Carpenter, Cariher, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Dwyer, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—84.

Noes: None.

Absent and not voting: Bechtel, Burnett, Burns, Foltz, Guinn, Hall, Kiley, Rundle, Smith of Lewis and Clark, Taylor, Mr. Speaker—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 368, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Frankling, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis—86.

Noes: Coburn—1.

Absent and not voting: Bechtel, Corwin, Easton, Marsh, Moore, Rundle, Taylor, Mr. Speaker—8.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 245, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry Higgins, Johnson, Jorgensen, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mason, Minnick, Moe, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—68.

Noes: Carpenter, Crismas, Kelly, Mackel, Ostle, Shott—7.

Absent and not voting: Bechtel, Booth, Burnett, Easton, Foltz, Gladden,

Hall, Hills, Hogan, Kiley, McNally, Marsh, Moore, Sales, Searles, Smith of Lewis and Clark, Smith of Missoula, Taylor, Willis, Mr. Speaker—20.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 369, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Cavitt, Coburn, Collins, Corr, Corwin, Crismas, Day, Easton, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Hedrick, Hogan, Jorgensen, Kiley, Lemmon, Lord, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Nutting, Page, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Scott, Searles, Shrump, Smith of Lewis and Clark, Smith of Missoula, Vidal, Wilde—54.

Noes: Carpenter, Choiniere, Doner, Dwyer, Einsel, Fousek, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Johnson, Kelly, Lusk, McDonald of Teton, Mansur, Ostle, Parker, Prosser, Schmidt, Shott, Stone, Sullivan, Wallin, Wells—27.

Absent and not voting: Bechtel, Eliel, Hall, McCarthy, Minnick, Moe, Moore, Morris, Phillips, Rundle, Sedgwick, Taylor, Willis, Mr. Speaker—14.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 257, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Page, Parker, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Wallin, Wells, Wilde—70.

Noes: Healey, Jorgensen, Nutting, Ostle, Prosser, Shott, Stone—7.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 353, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—79.

Noes: None.

Absent and not voting: Bechtel, Burnett, Easton, Foltz, Hall, Kiley, McMahon, Mackel, Minnick, Moore, Rundel, Sanderson, Scott, Taylor, Willis, Mr. Speaker—16.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 402 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Gladden, Graybeal, Guinn, Harmon, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Morris, Ostle, Page, Parker, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shot, Shrump, Smith of Mis-

soula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—77.

Noes: Franklin, Gallagher, Harper, Healey, Nutting, Prosser—6.

Absent and not voting: Bechtel, Burnett, Easton, Foltz, Hall, Kiley, Minnick, Moore, Rundle, Taylor, Mr. Speaker—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 321, having been read three several times, was killed by the following vote:

Ayes: Bent, Bompert, Buckley, Cariher, Corr, Corwin, Crismas, Day, Doner, Dwyer, Harmon, Hayes, Henry, Higgins, Hills, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, Macdonald of Flathead, Marsh, Mason, Morris, Page, Prosser, Rainey, Rasmussen, Sanderson, Searles, Sedgwick, Smith of Lewis and Clark, Smith of Missoula, Sullivan, Wallin, Wells—37.

Noes: Anderson Baldwin, Baxter, Carpenter, Cavitt, Choiniere, Coburn, Collins, Einsel, Fishbaugh, Fousek, Franklin, Gallagher, Graybeal, Guinn, Harper, Hawks, Healey, Hogan, Johnson, Jorgensen, McCarthy, McNally, Mansur, Moe, Nutting, Ostle, Parker, Phillips, Rixon, Sales, Schanck, Schmidt, Shott, Shrump, Stone, Vidal, Wilde—38.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Easton, Eliel, Flanigan, Foltz, Gladden, Hall, Hedrick, Kiley, Mackel, Minnick, Moore, Rundle, Scott, Taylor, Willis, Mr. Speaker—20.

Excused: None.

House Bill No. 404, having been read three several time, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Mason, Minnick, Moe, Moore, Morris, Nuttin, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis—85.

Noes: Marsh—1.

Absent and not voting: Bechtel, Burnett, Einsel, Foltz, Hall, Kiley, Mackel, Scott, Mr. Speaker—9.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 357, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burns, Carpenter, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—82.

Noes: None.

Absent and not voting: Bechtel, Booth, Burnett, Doner, Cariher, Easton, Kiley, Mackel, Minnick, Moore, Taylor, Willis, Mr. Speaker—13.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 419, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Fousek, Gladden, Harper, Hayes, Hawks, Hedrick, Hills, Johnson, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McNally, Macdonald of Flathead, Mansur, Mason,



Parker, Rasmussen, Sanderson, Schanck, Schmidt, Searles, Shott, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Vidal, Wallin, Wells, Wilde.—17.

Noes: Buckley, Cavitt, Einsel, Fishbaugh, Franklin, Gallagher, Graybeal, Harmon, Healey, Hogan, Jorgensen, McCarthy, McMahon, Marsh, Nutting, Ostle, Page, Phillips, Prosser, Rixon, Sedgwick, Shrump—22.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Cariher, Day, Easton, Flanigan, Foltz, Guinn, Hall, Henry, Kiley, Mackel, Minnick, Moe, Moore, Morris, Rainey, Rundle, Sales, Scott, Stone, Taylor, Willis, Mr. Speaker—26.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 359, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—73.

Noes: Franklin, Healey, Marsh, Ostle, Phillips, Shrump, Stone—7.

Absent and not voting: Bechtel, Booth, Burnett, Day, Easton, Foltz, Guinn, Hall, Mackel, Minnick, Moore, Shott, Taylor, Willis, Mr. Speaker—15.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

On motion of Sales, the vote by which House Bill No. 321 was killed was considered.

On motion of Kelly, House Bill No. 321 was again placed on the Calendar for Third Reading, to take precedence over all other Bills.

House Bill No. 321, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Cariher, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Fishbaugh, Hills, Hogan, Harmon, Hayes, Hedrick, Henry, Higgins, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, Macdonald of Flathead, Mason, Moe, Morris, Parker, Phillips, Prosser, Rainey, Rasmussen, Sales, Sanderson, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Sullivan, Wallin, Wells—47.

Noes: Carpenter, Cavitt, Choiniere, Coburn, Einsel, Fousek, Franklin, Gallagher, Gladden, Hawks, Healey, Jorgensen, McCarthy, McNally, Mansur, Nutting, Ostle, Rixon, Stone, Vidal—20.

Absent and not voting: Bechtel, Booth, Buckley, Burnett, Burns, Day, Easton, Eliel, Flanigan, Foltz, Graybeal, Guinn, Hall, Harper, Johnson, Kiley, Mackel, Marsh, Minnick, Moore, Page, Rundle, Schanck, Scott, Taylor, Wilde, Willis, Mr. Speaker—28.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 366, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Bent, Bompert, Cariher, Cavitt, Choiniere, Collins, Corr, Crismas, Doner, Eliel, Fousek, Hills, Hogan, Healey, Harmon, Hayes, Hawks, Hedrick, Higgins, Jorgensen, Lord, McNally, Macdonald of Flathead, Marsh, Mason, Moe, Ostle, Page, Parker, Prosser, Rainey, Sales, Schmidt, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Vidal—40.

Noes: Anderson, Baxter, Carpenter, Coburn, Corwin, Dwyer, Fishbaugh, Franklin, Gallagher, Henry, Kelly, Lemmon, McCarthy, McDonald of Teton, McMahon, Mansur, Morris, Nutting, Phillips, Rixon, Sanderson, Searles, Sullivan, Wells—25.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Day, Easton, Eliel, Flanigan, Foltz, Gladden, Graybeal, Guinn, Hall, Harper, Johnson, Kiley, Mackel, Minnick, Moore, Rasmussen, Rundle, Schanck, Scott, Smith of Missoula, Stone, Taylor, Wallin, Wilde, Mr. Speaker—30.



Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 316, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bent, Bompert, Carpenter, Cavitt, Choiniere, Collins, Corr, Corwin, Crismas, Doner, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Hogan, Harmon, Hayes, Hawks, Hedrick, Henry, Kelly, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Moe, Morris, Nutting, Page, Phillips, Prosser, Sales, Schmidt, Sedgwick, Shott, Smith of Missoula, Vidal, Wallin, Wells—44.

Noes: Baldwin, Baxter, Buckley, Coburn, Dwyer, Gallagher, Healey, Higgins, Hills, Jorgensen, Lusk, Mansur, Mason, Ostle, Parker, Rainey, Rasmussen, Rixon, Sanderson, Searles, Shrump, Smith of Lewis Clark, Stone, Sullivan—24.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Cariher, Day, Easton, Eliel, Foltz, Gladden, Graybeal, Guinn, Hall, Harper, Johnson, Kiley, Mackel, Marsh, Minnick, Moore, Rundle, Schanck, Scott, Taylor, Wilde, Willis, Mr. Speaker—27.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 349, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Hogan, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, Macdonald of Flathead, Marsh, Mason, Moe, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wells, Wilde—68.

Noes: Buckley, Higgins, Hills, McMillan, Mansur, Nutting, Smith of Missoula, Wallin—8.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Easton, Foltz, Graybeal, Guinn, Hall, Johnson, McNally, Mackel, Minnick, Moore, Rundle, Scott, Taylor, Willis, Mr. Speaker—19.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 420, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Fousek, Gallagher, Gladden, Hills, Hogan, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry Higgins, Jorgensen, Kelly, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Moe, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Sullivan, Vidal, Wallin, Wells, Wilde—71.

Noes: Buckley, Mansur, Nutting, Sanderson—4.

Absent and not voting: Bechtel, Booth, Burnett, Easton, Foltz, Franklin, Graybeal, Guinn, Hall, Johnson, Kiley, Mackel, Minnick, Moore, Scott, Smith of Lewis and Clark, Stone, Taylor, Willis, Mr. Speaker—20.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 156, having been read three several times, and concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Hills, Hogan, Harmon, Harper, Hayes, Hawks, Hedrick, Higgins, Kelly, Lemmon, Lord, Lusk, Macarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser,

Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde—82.

Noes: Healey, Henry, Jorgensen, Nutting, Sedgwick—5.

Absent and not voting: Bechtel, Easton, Johnson, Kiley, Mackel, Taylor, Willis, Mr. Speaker—8.

Excused: None.

Title agreed to and Bill returned to the Senate.

On motion of Macdonald of Flathead, the House adjourned at 11:45 o'clock p. m. until 1:00 o'clock p. m. Monday, March 1, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FIFTY-SEVENTH DAY.

Monday, March 1, 1915.

House convened pursuant to adjournment at 1:00 o'clock p. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-fifth day and find same to be correct."

On motion of Shott the report was adopted as read.

At this time Mr. Speaker announced that he was about to sign Senate Bill No. 157 and thereupon proceeded to sign the same in open session.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 171, 280 and 137, beg leave to report same back as correctly enrolled."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on February 27th, 1915, at 4:30 p. m. House Bills Nos. 31, 61, 73 and 22, with duplicates, for his approval."

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following bills have been placed by the Steering Committee upon General Orders for the consideration of the House on March 1st: Senate Bill No. 45, House Bills Nos. 312, 372, 405, 403, 407, 408, 409, 410, 411, 412, 414, 415, 416, 434, 399, 413, 417, 433."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 280, 171 and 137 and thereupon proceeded to sign the same in open session.

### INTRODUCTION OF BILLS.

The following bills were introduced:

Senate Bill No. 123, by Darroch: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 81, Session Laws of the Eleventh Legislative Assembly of the State of Montana, which said Chapter 81 was entitled, 'An Act to amend Sections 8782, 8783, 8784, 8785, 8787 and 8788 of the Revised Codes of Montana, 1907, relating to the protection and killing of wild game and beaver; and preventing the sale of beaver skins; and providing a punishment for the violation of this Act,' and to extend the open season for elk, mountain sheep and mountain goat."

Senate Bill No. 11, by Abbott: A Bill for an Act entitled, "An Act to amend Chapter 72 of the Sessions Laws of 1913, the same being known as the General Highway Law and relating to the classification and permanent improvement of public highways."

Senate Bill No. 140, by Stevens: A Bill for an Act entitled, "An Act to amend Section One (1) of Chapter Twelve (12) of the Session Laws of the

Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof."

Senate Bill No. 148, by Byrnes: A Bill for an Act entitled, "An Act concerning the advertising for bids and the letting of contracts by state and county officers, boards and commissions; providing that public records and files thereof be made and kept, and that biennial reports of the letting of all State contracts and the bids thereof be made to the Legislative Assembly; prescribing penalties for the violations of the provisions of this Act; defining the term 'Lowest Responsible Bidder,' and repealing all Acts in conflict herewith."

Senate Bill No. 139, by Darroch: A Bill for an Act entitled, "An Act to create and appoint a commission, the duties of which are to report on the laws of this State relating to the administrative and executive departments, and to recommend to the next Legislative Assembly such changes in said Laws as will bring efficiency and economy in the administration thereof, and to provide for an appropriation for said commission."

Senate Bill No. 175, by Larson: A Bill for an Act entitled, "An Act to authorize Railway Companies and Corporations to own, maintain and operate hotels, inns and restaurants."

Senate Bill No. 135, by Stevens: A Bill for an Act entitled, "An Act to prevent pool selling, betting or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana and to provide for the punishment of those who violate the provisions of this Act."

Senate Bill No. 178, by Committee of Investigation on Public Printing: A Bill for an Act entitled, "An Act to amend Article 14, Chapter 3 of the Revised Codes of Montana of 1907, by adding thereto a new section to be designated Section 257A, relating to the duties of the Clerk of the Board of Examiners in connection with State Printing contracts."

Senate Bill No. 167, by Muffly: A Bill for an Act entitled, "An Act to amend Section 188 of the Revised Codes of Montana, 1907, relating to the printing of the quarterly report of the State Treasurer; prescribing the sizes of type to be used in the printing of such report; prohibiting the use of leads, slugs or other devices for the purpose of increasing the space occupied by such publication; and providing for penalties for violations thereof."

Senate Bill No. 173, by Brower: A Bill for an Act entitled, "An Act to amend Sections 3818 and 3889 of the Revised Codes of Montana of 1907, relating to the powers of Corporations and providing for preferred stock, and relating to what Articles of Incorporation should contain."

Senate Bill No. 172, by MacKenzie: A Bill for an Act entitled, "An Act to prohibit the employment of females in restaurants, eating houses, laundries and other similar occupations owned, controlled and conducted by persons of the Asiatic race, and providing penalties for the violation thereof."

Senate Bill No. 119, by Williams: A Bill for an Act entitled, "An Act to provide for the management and control of the Montana State Tuberculosis Sanitarium and to repeal Sections 2, 6 and 8 of Chapter 125 of the Session Laws of 1911, page 340 of an Act entitled, 'An Act establishing the State Hospital to be known as the Montana State Tuberculosis Sanitarium'."

Senate Bill No. 125, by Hogan: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 9 of Article XII of the Constitution of the State of Montana relating to revenue and taxation."

Senate Bill No. 181, by Bower: A Bill for an Act entitled, "An Act to redesignate the official name of the institution of higher education of the State of Montana."

Senate Bill No. 187, by Meadors: A Bill for an Act entitled, "An Act to amend Section 6864 of the Revised Codes of Montana, and adding to Chapter I, Title X, Part II of the Code of Civil Procedure three sections, to be numbered

6864A, 6864B and 6864C, relating to the foreclosure of real estate mortgages, and providing for redemption from foreclosure sales."

Senate Bill No. 117, by Fishbeck: A Bill for an Act entitled, "An Act concerning county auditors, prescribing and enlarging their duties and powers, and transferring certain fiscal duties now performed by the County Clerk to the office of County Auditor; to provide for the appointment of Deputy Auditors in counties of the fourth and fifth classes, and fix their compensation; prescribing certain duties of the State Examiner and the Board of County Commissioners in relation thereto; to amend Sections 2746, 2747, 2748, 2753, 2768, Sub-section 5 of Section 2986 and Sections 2987, 2996, 3007, 3104, 3108, 3179 and 3184 and to repeal Sub-section 4 of Section 3045 and Sub-section 1, 2, 4, 5 and 6 of Section 2953 of the Revised Codes of Montana, 1907."

Senate Bill No. 146, by Annin: A Bill for an Act entitled, "An Act to establish a twine factory at the State Prison, to empower the Warden, with the approval of the Board of Prison Commissioners, to purchase and install machinery and building material; to provide for the employment of convicts; to purchase the raw material; to give residents of this State preference in buying the twine therein produced; and to appropriate sixty-five thousand (\$65,000.00) Dollars to carry this Act into effect."

Senate Bill No. 169, by O'Shea: A Bill for an Act entitled, "An Act fixing the number of District Judges there shall be in the Fourth Judicial District of the State of Montana."

Senate Bill No. 162, by Lane: A Bill for an Act entitled, "An Act to amend Section 19 of Chapter 57 of the Session Laws of the Twelfth Legislative Assembly, entitled, 'An Act providing for a commission form of government for cities, providing for the election of officers therein and defining their duties and powers and providing for their compensation'."

Senate Bill No. 160, by Edwards: A Bill for an Act entitled, "An Act limiting the number of social clubs wherein liquors are kept or disposed of within the State of Montana and providing penalties for the violation thereof."

Senate Bill No. 179, by Hogan: A Bill for an Act entitled, "An Act defining who are real estate dealers and relating to sales of real estate and fixing the liability of vendors for commission on sales by real estate agents."

Senate Bill No. 177, by Burlingame: A Bill for an Act entitled, "An Act permitting stockholders of co-operative association to vote by mail, and providing for the declaring of dividends and distribution of net earnings and extending the provisions of this Act to co-operative associations heretofore incorporated."

Senate Bill No. 165, by Dwight: A Bill for an Act entitled, "An Act to amend Section 1953 of the Revised Codes of Montana of 1907, as amended by Chapter 63 of the Laws of 1911, entitled, 'An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation, and authorizing the State Game and Fish Warden to employ an additional clerk and fixing the salary thereof, and providing the manner in which the same shall be paid;' repealing Chapter 96 of the Laws of 1913, entitled, 'An Act authorizing the State Game and Fish Warden to appoint six additional deputies; providing for their compensation, and providing the manner in which the same shall be paid;' and providing that a portion of all unexpended funds to the credit of the 'Fish and Game Fund' shall, at the end of each fiscal year, be transferred to the 'General Fund' for General State purposes."

House Joint Memorial No. 10, by Macdonald of Flathead, praying the Federal Government to construct a roadway from east to west through Glacier National Park.

Senate Bill No. 128, by Oliver: A Bill for an Act entitled, "An Act to amend Section 3350 of the Revised Codes of Montana of 1907."

#### READING OF SENATE BILLS.

Senate Bill No. 123 read first and second time by title only and referred to the Committee on Fish and Game.

Senate Bill No. 11 read first and second time by title only and referred to the Committee on Highways.

Senate Bill No. 140 read first and second time by title only and referred to the Committee on Agriculture.



Senate Bill No. 148 read first and second time by title only and referred to the Committee on Appropriations.

Senate Bill No. 139 read first and second time at length and referred to the Committee on Appropriations.

Senate Bill No. 175 read first and second time by title only and referred to the Committee on Railroads and Transportation.

Senate Bill No. 135 read first and second time by title only and referred to the Committee on Fairs and Expositions.

Senate Bill No. 178 read first and second time by title only and referred to the Committee on State Boards and Officers.

Senate Bill No. 167 read first and second time by title only and referred to the Committee on State Boards and Officers.

Senate Bill No. 173 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 172 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 119 read first and second time by title only and referred to the Committee on State Institutions, Public Buildings and Grounds.

Senate Bill No. 125 read first and second time by title only and referred to the Committee on Ways and Means.

Senate Bill No. 181 read first and second time by title only and referred to the Committee on Education.

Senate Bill No. 171 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 117 read first and second time by title only and referred to the Committee on Judiciary.

Senate Bill No. 146 read first and second time at length and referred to the Committee on Appropriations.

Senate Bill No. 162 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 160 read first and second time by title only and referred to the Committee on Affairs of Cities.

Senate Bill No. 128 read first and second time by title only and referred to the Committee on Townships and Counties.

Senate Bill No. 179 read first and second time by title only and referred to the Committee on Corporations other than Municipal.

Senate Bill No. 177 read first and second time by title only and referred to Committee on Privileges and Elections.

Senate Bill No. 165 read first and second time by title only and referred to the Committee on Fish and Game.

Senate Bill No. 169 read first and second time by title only and referred to Committee on Townships and Counties.

#### READING OF HOUSE BILLS.

House Joint Memorial No. 10 read first and second time at length and referred to the Committee on Highways.

#### MESSAGES FROM THE GOVERNOR.

The following messages were received from His Excellency, the Governor:

"Executive Office, Helena, Montana, February 27, 1915.

The Speaker, House of Representatives, Helena, Montana: I have the honor to advise you that I have this day approved the following House Bills:

No. 129, 'An Act prohibiting the selling or giving of intoxicating liquors to habitual drunkards, or a person visibly affected by intoxicating drink, or to minors or to Indians, and amending Section 8380 of the Revised Codes of Montana, and adding Sections 8380 (a) and 8380 (b) and providing penalties.'

No. 188, 'An Act making it the duty of adult children to support indigent parents; providing procedure and fixing penalties.'

No. 189, 'An Act to compel Abstracters of Title to real estate to file a bond for the protection of those with whom they deal and to procure a seal; to provide for the issuance of a certificate of authority to such Abstracters; providing that their fees are a matter of contract; also that any properly certified Abstract of Title shall be prima facie evidence in the Courts; also providing for

a new or additional bond and the procedure to be followed in procuring the same; including an appeal to the District Court; and providing penalties for the violation of this Act.'

S. V. STEWART, Governor."

"Executive Office, Helena, Montana, March 1, 1915.

The Speaker, House of Representatives, Helena, Montana: I return herewith House Bill No. 14, being 'An Act to repeal Chapter 92 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' etc., without my approval and with my objections thereto.

It is with great reluctance that I take this action, but the importance of the general subject of the bill and the peculiar conditions existing with reference thereto make it imperative, in my opinion, that I should withhold my approval of the measure as presented to me.

The bill is short and, to the lay mind, very simple. Yet one has only to investigate the statutes of Montana to appreciate that approval of the bill would effect serious and far-reaching results—results that might be most disastrous and might inflict irreparable injury and considerable loss to the State and some of the citizens thereof.

When the bill first came to my notice, I assumed that its sole purpose was and could only be to abolish the contemplated office of Chancellor of the University of Montana. The arguments and discussions thereof as they obtained in both houses were confined to the question whether the State should employ a Chancellor. It is evident that those who urged the passage of the bill had no other end in view, or at least expressed no other purpose.

In my view, the question of Chancellor or no Chancellor is a very important one. I have given it serious thought, this consideration extending over a period of two years. I have been brought to realize that the vast sums appropriated for higher education in Montana constitute a very material part of the total expenditure of the State, and absorb much of the income. There has been much talk of economy at this session, and there should be economy, without loss of efficiency, of course; yet few stop to realize that the larger economies must be made in the matter of the larger operations of the State.

Last year the State tax of two and one-half mills yielded the State the sum of \$935,395.04. The four Institutions or Departments located at Missoula, Butte, Dillon and Bozeman, for the year beginning November 30, 1913, and ending November 30, 1914, disbursed the sum of \$199,163.90, an amount to twenty-one per cent. thereof. In addition to that, they disbursed the total amount received from interest and income on land grants belonging to the State institutions, and which amount represented the very considerable sum of \$131,136.36. Nor is that all for the Federal Government contributed the sum of \$50,000 toward the maintenance of the Agricultural College department and the sum of \$30,000 for the use of the Experiment Station at Bozeman and the Dry Farming Experiment Stations in the different parts of the State. Very few people realize the magnitude of the expenditures made for the purposes indicated.

Montana's population is conservatively estimated at 500,000. Many think we have more than that number of people. The average daily attendance in the four institutions during the year beginning November 30, 1913, and ending November 30, 1914, being the same period covered by the expenditures mentioned, was 1,042, or approximately one-fifth of one per cent. of the population of the State. It has been impressed upon me that the expenditure of so large a percentage of the State's available means for the education of so small a fraction of one per cent. of the people of the State should be a matter of much concern, and I give you these facts for what they are worth.

The operation of our system of higher education should be characterized by sound business judgment and common sense. If college instruction is to inculcate practical principles, it should be imparted practically and under favorable circumstances. In addition to that the ability of the State to furnish the funds for maintenance should be taken into consideration. The sole aim should be to provide the best instruction that can be obtained and on the most favorable terms to the State. The 'pork barrel' idea should be discouraged. To my mind it would not be extravagant or 'vulgar' or in any manner inimical to the cause of real education to place at the head of the system in Montana a supervising executive, be he called Chancellor or what not, but vested with the authority and power

to direct the affairs of the departments of higher education. The functions of such an official can be easily comprehended when we reflect upon the fact that in the past two years these institutions or departments have been maintained at an expense of three-quarters of a million dollars, and if the recommendation of the appropriation committee of this House are adopted, the next two years will witness an expenditure of more than a full million dollars for the purpose indicated.

Nevertheless, the necessity for a Chancellor is a debatable question and was, as I said, debated to the exclusion of all other phases of the bill under consideration. To my mind, as I now contemplate the bill in its legal bearings, the Chancellorship is submerged. The bill seeks to repeal Chapter 92, Laws of 1913, and that without offering to substitute anything in lieu thereof. If that repeal would work nothing but the abolition of the Chancellor, it would be simple.

The Higgins Bill in reality repeals the names, the designations, the identity of the University and its component parts. Chapter 92, Laws of 1913, repealed the statutes giving to each institution a separate name. From the first day of July, 1913, under the terms of that law, there was no Agricultural College, no State Normal College, no State School of Mines, and no University in the sense that the same had existed prior to that time. Each institution was terminated as a separate entity and merged into a greater one, designated and legally named 'University of Montana.'

This is a serious matter. The founders of these institutions placed great reliance on the names and in Section 668, Revised Codes, provided a punishment for any infringement of the name 'University of Montana.' Likewise, Section 111 of the General School Laws, 1913, reads as follows: 'All donations, grants, gifts or devises made to any of the institutions named herein shall be made to such institution in its legal name, and if made to any officer or boards of such institution, the same shall be immediately transferred by such board or officer to such institutions.'

If this bill should become a law, the institutions would still have form and substance but no tangible being, no legal designation, no corporate existence. It is evident that this feature of the matter has impressed the distinguished Senator from Missoula county since the passage of the Higgins Bill through the Houses, as he has introduced a Bill (Senate Bill No. 181) in which he seeks to correct the condition that must inevitably result if House Bill No. 14 becomes a law. However that may be, I cannot assume that the Brower Bill will become a law, and am compelled to consider the Higgins Bill as it comes to me.

In another important matter pending at this session, to-wit: The matter of the creation of new counties, a similar repeal bill was passed through the House, known as the Wells Bill (House Bill No. 11), but it was held up in the Senate for the good and sufficient reason that no adequate law to take the place of the one in effect was assured of passage. The reasons were good and I think are equally applicable in this case.

And yet the loss of the names of the institutions is not all that would result. There would still be a most serious difficulty in the way even if the Brower Bill should follow this bill and both should become laws. Senate Bill No. 92, Laws of 1913, repealed all Acts and parts of Acts in conflict therewith, save and except that it attempted to save Chapters 73 and 120 of the Laws of 1909—the former of which contained nearly all of the law prescribing the powers and duties of the State Board of Education. This would have been well and good but for the fact that the general educational bill passed by the Thirteenth Legislative Assembly, Chapter 76, repealed said Chapter 73 of the laws of 1909, in specific terms and re-enacted such powers and duties as are therein prescribed; but there being no saving provision as against the terms of the general educational law, the so-called Leighton law must control and repeal wherever there is conflict.

You will very readily see that there is much room for serious apprehension in this whole matter. For instance, the Leighton Law defines the manner of granting diplomas and conferring degrees. The Higgins Bill would destroy that statutory authority. The distinguished author of House Bill No. 14, Mr. Higgins, is also the author of House Bill No. 150, approved February 15, last, which is now a law. That law provides that the holder of a diploma from the Law Department of the University of Montana shall be admitted to practice law without



the examination required of other applicants. By House Bill No. 14 the University as a legal entity is put out of business and the right to give diplomas is wiped away, and the student who finishes the course at the law department will find himself without legal evidence to convince the Supreme Court that he is entitled to the certificate of admission to the bar contemplated in House Bill No. 150.

The general school law of 1913, approved two days before the Leighton Bill, provides that graduates of the State Normal and the University may qualify to teach in the schools of Montana by filing their diplomas with the State Superintendent of Public Instruction. Just what effect the absolute repeal of the law providing for diplomas would have on this subject I am not prepared to say, but I do seriously object to seeing the rights of any of the teachers of this State in any way imperiled.

I come now to what may well be considered as another vital fault in this bill. To enact the Higgins Bill (House Bill No. 14) and the Brower Bill (Senate Bill No. 181) would still leave the State Board of Education with curtailed power. Of course, if it is the desire of those interested to divest that Board of authority and to give the local officers greater latitude, then the object sought would be attained, but I am not ready to believe that the members of this Legislature are ready to take such a step. The Constitution of the State contemplates control of the institutions by the State Board of Education, but leaves the conditions of the control to the Legislature. To change the system and enact a full and comprehensive law defining the powers of the Board ought not be done in the hurry and bustle of the closing days of a busy session, and should not be tacked on to some bill as an amendment, or as a rider, without time to consider.

I doubt if the members of either house really thought that there was anything more than the Chancellor involved in House Bill No. 14 when they had it under consideration. They did not realize that the right to administer affairs under the State Board of Education might be involved, or that the right to claim appropriations might be questioned on account of the lack of legal designation. We all know that the Federal Government is very technical in the matter of authority, and it is possible that appropriations might be involved; but who thought of that when this bill was before you?

When it became evident to me that I should be called upon to act upon this bill, I sought legal information and to that end directed a query to the Attorney General of the State of Montana, relative to the effect of the repeal. Judge W. H. Poorman, Assistant Attorney General of the State of Montana, a very distinguished jurist and sound lawyer, has investigated the matter and I take great pleasure in incorporating his opinion herein. The opinion treats the matter in such a clear and convincing manner that it convinced me of the gravity of the situation and I am sure that you will be greatly benefitted and clearly informed as to the bill. The opinion follows:

"We acknowledge receipt of your favor of the 22nd instant, submitting for the consideration of this department the question:

"What will be the legal status of the different state educational institutions, now included in the University of Montana, in the event of the repeal of Chapter 92, of the Session Laws of the Thirteenth Legislative Assembly, and the failure to enact other legislation relating thereto?"

The provisions of the Statute relating to the educational institutions of the State covering a period of about twenty-five years are somewhat fragmentary, and not always harmonious or consistent.

In Section 11 of Article XI of the State Constitution, it is provided:

"The general control and supervision of the State University and the various other state educational institutions, shall be vested in a State Board of Education, whose powers and duties shall be prescribed and regulated by law."

This Section of the Constitution does not confer any authority or impose any duty upon the State Board of Education, except to denominate it as the moving power to carry into action legislative commands, respecting various state educational institutions. All powers of the Board must be prescribed and all duties imposed must come from written law in either general or specific terms.

Various educational institutions have been established, as the "UNIVERSITY OF MONTANA," at the city of Missoula, Section 669, Revised Codes; the



"AGRICULTURAL COLLEGE OF THE STATE OF MONTANA," at the city of Bozeman, Section 732, Revised Codes; The "MONTANA STATE SCHOOL OF MINES," located at Butte, Section 691, Revised Codes; and The "MONTANA STATE NORMAL COLLEGE," at the city of Dillon, Section 772, Revised Codes.

In certain supplemental and isolated pieces of legislation, and in advertisements and letter-heads, these institutions are referred to by various and varying names, but the above are the names and designation given them by positive statutory law, and are, for that reason, the only names on which we may rely in dealing with them.

In obedience to the spirit and intent of the State Constitution, and of the Enabling Act, the Legislature has not only established these institutions, but has prescribed and regulated the powers and duties of the State Board of Education with respect thereto. Many of the provisions of the Statute relating to the powers and duties of the Board were collected and incorporated in Chapter 73 of the Session Laws of 1909, and the Sections of the Code named therein were repealed.

On March 12, 1913, Chapter 76 of the Thirteenth Legislative Assembly was approved and took effect as a law on that day. This Act specifically repealed said Chapter 73 of the Laws of 1909, and all other Session Laws and Sections of the Codes, relating to the powers and duties of the State Board of Education, and by its own provisions, prescribed all the powers and duties then thought necessary to be exercised by the Board. In this Act of 1913 (Ch. 76), the names of the institutions were preserved, and the State Board was given authority, among other things, to grant diplomas, confer degrees, etc. Under all laws prior to the enactment of Chapter 92, 1913, the Board dealt with each of the institutions as an entity, separate and distinct from every other institution.

On March 14th, 1913, Chapter 92, of the Session Laws of the Thirteenth Legislative Assembly, was approved and took effect as a law on that day. This latter Act provides that all these various state educational institutions herein named, shall be amalgamated as one entity, known as "UNIVERSITY OF MONTANA," and all conflicting laws are repealed. Hence all laws relating to the separate names of these institutions are repealed, and they no longer have any names or designations, except the "UNIVERSITY OF MONTANA," and for specific reference the name of the department is added. Nor has the State Board any power or authority to act in any other name, either in the granting of diplomas, adopting rules, prescribing standards of promotion, or otherwise. In Section 7 of said Chapter 92, reference is made to Chapter 73 of the Session Laws of 1909, in such manner as to justify the conclusion that it was the intent to extend the provisions of that Chapter, but said Chapter 73 was repealed prior to the enactment of said Chapter 92, and hence did not exist at that time. A law cannot be extended by reference to its title.

"No law shall be revised or amended, or the provisions thereof extended by reference to its title only, but so much thereof as is revised, amended or extended shall be re-enacted and published at length." Section 25, Article V, State Constitution.

The only power and authority the State Board now has, with reference to the matters dealt with in said Chapter 92, Laws of 1913 are contained in the provisions of that Act—all inconsistent Acts having been repealed—and the repeal of that Chapter would not have the effect of reviving former Acts by it repealed.

The laws permitting these institutions to continue as separate and distinct entities are repealed. The laws authorizing the State Board to grant diplomas to graduates of these separate entities are repealed, and the repealing Act (Chapter 92, Session Laws 1913) provides that such diplomas shall be issued in the name "UNIVERSITY OF MONTANA." If now this repealing Act is itself repealed, without a saving clause of some kind, and we apply to the law, the same rules of construction that are applied to other laws, there will not exist any statutory authority for the issuance of diplomas in any name whatsoever. If this right continued at all, it would be by virtue of the law of necessity, not by virtue of any statutory provision.

The effect of the repeal of said Chapter 92, Laws 1913, without other legislative enactment would be to leave the State Board of Education without any statutory authority or direction whatsoever, as to all the things dealt with in

said Chapter 92 as matters of substantive law, for all laws inconsistent with those provisions would be repealed, and would not be revived by the repeal of this Chapter. Not all of the powers and authority granted to the State Board of Education would be abrogated by the repeal of this Chapter, but the Board has no authority to give a legal name to any state institution, except to give it a designation for its own convenience, and a diploma granted by the Board, without authority of law, could have no greater weight than an item of evidence that the person to whom it was issued had pursued a certain course of study for a certain time.

The repeal of said Chapter 92 would not dissolve any of these institutions for the law of their creation is not any part of that chapter, but their legal designation, so far as the name is concerned, would be gone. Just what, if any effect, this would have on grants of money annually made by the general government to the Agricultural College of the State of Montana cannot now be conjectured. Neither the law of necessity nor the law of inference, with reference to the State institutions is necessarily controlling on the general government; nor is it necessarily advisory thereto; nor is it controlling in the construction by a state court of any question arising with reference to any grant, devise or bequest made to any of these institutions designated therein by their former name.

Yours very truly,

(Signed) W. H. POORMAN, Assistant Attorney General.

That any injury can be worked in leaving the law as it now stands is impossible. All of the institutions have prospered in the last two years. The president of the University at Missoula claims phenomenal growth, and all of this under the present law. The matter of the Chancellor is in your hands. No chancellor is likely to work for nothing. So far no provision has been made for the salary and expenses of a Chancellor. If no action is taken along that line by this Legislature it is scarcely likely that the members of the State Board of Education, although a majority of them voted in favor of the employment of such an official, will go into their own pockets to defray the expense thereof.

In submitting this, my first veto of the session, I do so with the desire that you may receive the same in the spirit in which it is transmitted, that is with entire good will and in the hope that the suggestions herein made may be of value to all who are called upon to vote again upon a measure which is much more important and far-reaching than was thought when it was in process of passage through your honorable body in the first instance. I have the keenest desire that the educational institutions of the State shall win to the highest possible point of efficiency; and, feeling thus, I cannot permit, without protest, the passage of any law that has in it the possibility of crippling these institutions and bringing about a chaotic condition that may require years to correct. For these reasons I am compelled to disapprove House Bill No. 14.

S. V. STEWART, Governor."

House Bill No. 14, having been vetoed by the Governor, failed to pass over his veto by the following vote:

Ayes: Bechtel, Gallagher, Gladden, Harper, Higgins, Hills, Jorgensen, Lusk, Mason, Searles, Shrump, Smith of Lewis and Clark, Smith of Missoula, Stone, Wallin—15.

Noes: Anderson, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Mansur, Marsh, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shott, Stone, Sullivan, Taylar, Vidal, Wells, Willis, Mr. Speaker—75.

Absent and not voting: Baldwin, Dwyer, Easton, Macdonald of Flathead, Wilde—5.

Excused: None.

## • MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 286, introduced by Committee on Education, having been read first and second time and referred to Committee on Education, Committee recommends House Bill 286 be indefinitely postponed. Report adopted and the Bill is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were read first and second times and referred to the following Committees:

House Bill No. 291, Committee on Public Morals.  
House Bill No. 247, Committee on Judiciary.  
House Bill No. 332, Committee on Education.  
House Bill No. 336, Committee on Judiciary.  
House Bill No. 333, Committee on Judiciary.  
House Bill No. 325, Committee on Townships and Counties.  
House Bill No. 139, Committee on Fish and Game.  
House Bill No. 258, Committee on Finance and Claims.  
House Bill No. 6, Committee on Public Lands.  
House Bill No. 256, Committee on Finance and Claims.  
House Bill No. 301, Committee on Judiciary.  
House Bill No. 266, Committee on Fish and Game.  
House Bill No. 181, Committee on Elections and Privileges.  
House Bill No. 272, Committee on Public Lands.  
House Bill No. 309, Committee on Judiciary.  
House Bill No. 380, Committee on Public Morals.  
House Bill No. 394, Committee on Judiciary.  
House Bill No. 367, Committee on Corporations other than Municipal.  
House Bill No. 294, Committee on Counties, Towns and Municipal Corporations.  
House Bill No. 370, Committee on Corporations other than Municipal.  
House Bill No. 330, Committee on Education.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred Senate Bill No. 170 today reported said Bill with the recommendation that it do not pass. Report adopted.

Also Senate Bill No. 165, today reported said Bill with the recommendation that it do not pass. Report not adopted. This report was held in abeyance until Bill was printed, and on motion, was recommended for passage and referred to Steering Committee. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom were referred the following Bills, beg leave to report them back with the following recommendations:

House Bill No. 73 be concurred in.  
House Bill No. 22 be concurred in.  
House Bill No. 191 be concurred in as amended.  
House Bill No. 171 be concurred in.  
House Bill No. 137 be concurred in.  
Senate Bill No. 175 do pass.

Senate Bill No. 167 do pass.  
 Senate Bill No. 164 do not pass.  
 Senate Bill No. 178 do pass.  
 Senate Bill No. 174 do not pass.  
 Senate Bill No. 173 do pass as amended.  
 Senate Bill No. 172 do pass as amended.

Entire report of the Committee of the Whole adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Election and Privileges, to whom was referred Senate Bill No. 166, today reported said Bill with the recommendation that same be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Horticulture, to whom were referred House Bills Nos. 131 and 280, today reported said Bills with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 33 and Senate Joint Memorial No. 4, today reported that the same have been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session the following:

Senate Joint Memorial No. 4. Senate Bill No. 34. Duplicate House Bill No. 220. House Bill No. 199. House Bill No. 192. Duplicate House Bill No. 183. House Bill No. 156. Duplicate House Bill No. 65. House Bill No. 32. House Joint Resolution No. 4. House Bill No. 224. House Bill No. 223. House Joint Memorial No. 5. House Bill No. 145.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom were referred Senate Bills Nos. 174, 178, 146, 165 and 170 today reported that same have been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Election and Privileges, to whom was referred House Bill No. 289, substitute for House Bill No. 36, today reported said Bill with the recommendation that same be concurred in with amendments.

After the word 'sheriff' in line 6 of Section 1, strike out 'and bonded for the faithful performance of his duty in not less than \$1,000.00.'

In line 11, after the word 'within' strike out the following: 'twenty-five miles of the County Seat of any County, nor within.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body



that the Steering Committee today reported the following Bills for General Order: House Bills Nos. 73, 22, 191, 171, 137.

Also Senate Bills Nos. 175, 167, 178, 164, 174, 173, 172.

Also the following House Bills and Senate Bill for Third Reading:

House Bills Nos. 30 and 61 and Senate Bill No. 135. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom were referred Senate Bills Nos. 155, 162, 169 and 171 today reported back that same have been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Corporations other than Municipal, to whom was referred Senate Bill No. 177, today reported back with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, to whom were referred Senate Bills Nos. 11, 119, 123, 139, 140 and 148 today reported that said Bills have been correctly engrossed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, all Bills reported favorably by the Committee of the Whole today, were considered engrossed and placed on Calendar for Third Reading. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills have this day been approved by His Excellency, the Governor: No. 76, No. 91, No. 100.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the Secretary of the Senate was instructed to correct the error in Senate Bill No. 90 by changing the figures opposite to the words 'Chief Clerk' under the caption of 'OFFICE OF STATE AUDITOR' to read \$1800 instead of \$1500. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bill was this day introduced without previous notice by unanimous consent of the Senate, read first and second time and referred to the Committee on Education:

By Brower: 'An Act to re-designate the official name of the institution of Higher Education of the State of Montana.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom were referred Senate Bills Nos. 172 and 173 today reported that same have been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 212, having been read first and second time and referred to Committee on Roads and Highways, Committee recommends Bill be concurred in as amended. On motion, duly carried, report not adopted and Bill reported for indefinite postponement. Bill herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, to whom was referred House Bill No. 212, today reported said Bill with the recommendation that it be concurred in as amended. Report not adopted. On motion, Bill indefinitely postponed. Motion carried.

NOTE: A copy of the original Bill was not available to the committee which prepared these amendments, and therefore the lines referred to in this report are those in the printed Bill, and the numbers correspond to the lines as numbered in printed Bill.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, title agreed to, are herewith transmitted for your concurrence.

Senate Bills Nos. 123, 11, 140, 148, 139, 175, 135, 178, 167, 173, 172 and 119.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 191, having been read three several times and concurred in as amended is herewith returned for concurrence in Senate Amendments. Title agreed to.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 280, having been read three several times, concurred in, title agreed to, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 131, introduced by Crismas, having been read three several times, and concurred in as amended, is herewith returned for concurrence in Senate Amendments. Title agreed to.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times and passed, title agreed to, considered engrossed, are herewith transmitted for your concurrence: Senate Bills Nos. 125, 182, 181, 171, 117, 146, 169, 162, and 160.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, considered engrossed, passed and title agreed to, are herewith transmitted, for your concurrence: Senate Bills Nos. 128, 179, 177 and 165.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 26, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times, and concurred in, are herewith returned: House Bills Nos. 22, 30, 61, 73, 171 and 137.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, Senate Bill No. 150, House Bills numbered 22, 30, 61 and 73.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate signed in open session the following: House Bills Nos. 129, 188, 189 and Senate Bills Nos. 136, 33 and Senate Joint Memorial No. 4.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 125, 151 today reported that same have been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following Bills for General File: House Bills Nos. 280 and 131. Senate Bills Nos. 160, 169, 162, 163, 117, 146, 171 and 165. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 182, today reported that same has been correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 136, today reported that same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, Senate Bill No. 181 was considered printed and referred to the Printing Committee. Motion carried.

Also that on motion, duly seconded, the vote by which House Bill No. 212 was recommended for indefinite postponement was reconsidered, and Bill was recalled from the House and re-referred to Steering Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 284 was read first and second times and referred to the Committee on Fish and Game.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced without previous notice by unanimous consent of the Senate:

Senate Bill No. 182, by O'Shea: 'An Act to require public officers to allow the State Examiner access to their cash and bank accounts during the examination of their offices, and to fix the penalty for refusal.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 431, today reported said Bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times in the Senate and referred as follows:

House Bill No. 320, Committee on Fish and Game.

House Bill No. 356, Committee on Education.

House Bill No. 304, Committee on Fish and Game.

House Bill No. 261, Committee on Finance and Claims.

House Bill No. 431, Committee on Counties, Towns and Municipal Corporations.

House Bill No. 322, Committee on Fish and Game.

House Joint Memorial No. 7, Committee on Public Lands.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred House Bill No. 225, today reported that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture, to whom was referred House Bill No. 243, today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a minority of the Committee on Public Morals, to whom was referred House Bill No. 280, today reported said Bill with the recommendation that it be not concurred in. Report not adopted.

Also a majority of the Committee on Public Morals, to whom was referred House Bill No. 380, today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Judiciary Committee, to whom was referred Senate Bills Nos. 163 and 169, today reported with the desires to submit no further report. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred Senate Bill No. 182, today reported back with the recommendation that it do pass. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, February 27th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment, to whom was referred Senate Bill No. 150, today reported that same had been correctly enrolled.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 3:55 P. M. the enrolled copy of Senate Bill No. 150 was transmitted to His Excellency, the Governor, and received the dated receipt of his private secretary therefor.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 2:05 P. M. this day, the enrolled copies of Senate Bills Nos. 136 and 33 and Senate Joint Memorial No. 4 were transmitted to His Excellency, the Governor, and the dated receipt received from his private secretary therefor.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom were referred the following Bills, today reported them back with the following recommendations: House Bill No. 197, be concurred in. House Bill No. 59, be concurred in. House Bill No. 237, be concurred in. House Bill No. 256, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, all Bills reported favorably by the Committee of the Whole were considered engrossed and referred to the Steering Committee. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Corporations other than Municipal, to whom were referred House Bills Nos. 367 and 370, today reported back with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals, to whom were referred House Bills Nos. 238 and 291, today reported as follows: House Bill No. 238 without recommendation. House Bill No. 291, be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the rules were suspended so as to permit the Senate to receive from the House, on Monday next, March 1st, all Bills that are passed on third reading by the House this fifty-fifth day. Motion carried unanimously.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Senate Bill No. 128, today reported with the recommendation that same do pass as amended.

Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom were referred the following Bills, reported back with the following recommendations:

Senate Bill No. 174, do not pass. Senate Bill No. 177 do pass. Senate Bill No. 179 do pass. Senate Bill No. 165 do pass. Report adopted.

Senate Bills Nos. 177 and 179 referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom were referred the following Bills, today reported them back with the following recommendations:

House Bill No. 280, be concurred in. House Bill No. 131, be concurred in as amended. Senate Bill No. 160, do pass as amended. Senate Bill No. 169, do pass. Senate Bill No. 163, do not pass. Senate Bill No. 162, do pass. Senate Bill No. 117, do pass as amended. Senate Bill No. 146, do pass. Senate Bill No. 171, do pass. Senate Bill No. 165, do pass. Senate Bill No. 125, do pass. Senate Bill No. 182, do pass. Senate Bill No. 181 do pass. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, today approved Senate Bill No. 90.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the Steering Committee was requested to report out House Bill No. 238, the Hayes Race Track Bill. Motion carried.

Also Senate Bill No. 128 was considered engrossed and referred to Steering Committee. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the vote by which the report of the Committee of the Whole of the 54th day (in which Senate Bill No. 174 was recommended for indefinite postponement) was adopted, was reconsidered, and said bill referred to the Steering Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, today approved the following Memorial and Bills: Senate Joint Memorial No. 4, Senate Bills Nos. 33, 136 and 150.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate signed in open session today, Senate Bill No. 150, also House Bills Nos. 22, 30, 61 and 73.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred House Bill No. 324, today reported said Bill with the recommendation that it do pass. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, February 27, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom were referred the following bills, today reported them back with the following recommendations: Senate Bill No. 181 do pass. Bill referred to Printing Committee. House Bill No. 264, be concurred in. House Bill No. 286, be indefinitely postponed. House Bill No. 288, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF SENATE BILLS.

Day, supported by more than fifteen members, demanded a Call of the House. The Clerk thereupon proceeded to call the roll and the following members were found to be absent:

Baldwin, Burns, Cavitt, Crismas, Dwyer, Easton, Graybeal, Guinn, Harmon, Hills, Hogan, Kiley, Lusk, McCarthy, Macdonald of Flathead, Morris, Wilde, Willis.

On motion of Day, further proceedings under the Call of the House were suspended.

Senate Bill No. 62, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Buckley, Burns, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Day, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Mr. Speaker.—76.

Noes: Booth, Burnett, Jorgenson, Mansur, Scott, Stone.—6.

Absent and not voting: Carpenter, Cavitt, Crismas, Dwyer, Easton, Guinn, Harmon, Kiley, McCarthy, Macdonald of Flathead, Morris, Wilde, Willis.—13.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 108 having been read three several times was concurred in by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Coburn, Choiniere, Collins, Corwin, Day, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Mr. Speaker.—80.

Noes: Corr, Mansur.—2.

Absent and not voting: Baldwin, Cavitt, Dwyer, Easton, Guinn, Harmon, Kiley, McCarthy, Macdonald of Flathead, Mason, Wilde, Willis.—12.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 134 having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Day, Doner, Eliel, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Mackel, Mason, Minnick, Moe, Moore, Morris, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Sullivan, Taylor, Wallin, Mr. Speaker.—65.

Noes: Bent, Carpenter, Einsel, Fishbaugh, Hawks, Kelly, Mansur, Marsh, Nutting, Ostle, Page, Shrump, Smith of Lewis and Clark, Stone, Wells.—15.

Absent and not voting: Baldwin, Cavitt, Crismas, Dwyer, Easton, Guinn, Harmon, Johnson, Kiley, McCarthy, Macdonald of Flathead, Schmidt, Vidal, Wilde, Willis.—15.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 34, having been read three several times, was killed by the following vote:

Ayes: Bent, Cariher, Franklin, Higgins, McDonald of Teton.—5.

Noes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Jorgenson, Kelly, Lord, Lusk, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Willis, Mr. Speaker.—73.

Absent and not voting: Cavitt, Crismas, Dwyer, Easton, Foltz, Harmon, Johnson, Kiley, Lemmon, McCarthy, McMahon, McNally, Macdonald of Flathead, Schmidt, Smith of Missoula, Wallin, Wilde.—17.

Excused: None.

Bill returned to the Senate.

Senate Bill No. 103, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Day, Doner, Eliel, Fishbaugh, Flanigan, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Lord, Lusk, McDonald of Teton, McNally, Mackel, Moore, Nutting, Page, Prosser, Rundle, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Sullivan, Wells, Mr. Speaker.—59.

Noes: Burns, Carpenter, Einsel, Jorgenson, Mansur, Marsh, Mason, Minnick, Moe, Ostle, Parker, Phillips, Rainey, Rixon, Scott, Shrump, Smith of Lewis and Clark, Stone, Taylor, Vidal, Willis.—21.

Absent and not voting: Cavitt, Crismas, Dwyer, Easton, Foltz, Kiley, Lemmon, McCarthy, McMahon, Macdonald of Flathead, Morris, Rasmussen, Smith of Missoula, Wallin, Wilde.—15.

Excused: None.

Title agreed to and bill returned to the Senate.

The following item was omitted from the Journal of Saturday, February 27, 1915, and is herewith set forth:

"House Bill No. 196, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bompert, Buckley, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harmon, Harper, Hayes, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Lemmon, Lord, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Moe, Morris, Parker, Prosser, Rixon, Sales, Schanck, Schmidt, Scott, Searles, Shrump, Smith of Missoula, Vidal, Wallin, Wells, Wilde.—53.

Noes: Anderson, Bent, Carpenter, Hawks, Healey, Jorgenson, Kelly, McNally, Mansur, Marsh, Mason, Nutting, Ostle, Page, Phillips, Rainey, Rasmussen, Sedgwick, Shott, Stone, Sullivan.—21.

Absent and not voting: Bechtel, Booth, Burnett, Burns, Cariher, Day, Easton, Foltz, Guinn, Hall, Kiley, Lusk, Mackel, Minnick, Moore, Rundle, Sanderson, Smith of Lewis and Clark, Taylor, Willis, Mr. Speaker.—21.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.



## GENERAL ORDERS.

Coburn in the Chair.

House resumed.

Mr. Speaker in the Chair.

Coburn from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 45, having had same under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in."

Coburn moved the adoption of the report as read.

Mason moved as a substitute therefor that the report be laid on the table.

Mason's motion to table the report was lost by the following vote:

Ayes: Baxter, Bechtel, Carpenter, Einsel, Hawks, Lusk, Mackel, Mansur, Marsh, Mason, Moore, Parker, Sanderson, Scott, Searles, Taylor.—16.

Noes: Anderson, Baldwin, Bent, Bompert, Booth, Buckley, Burnett, Carher, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Doner, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, McCarthy, McMahon, McNally, Macdonald of Flathead, Minnick, Moe, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Wallin, Wells, Willis, Mr. Speaker.—71.

Absent and not voting: Burns, Cavitt, Dwyer, Easton, McDonald of Teton, Smith of Missoula, Vidal, Wilde.—8.

Excused: None.

Coburn's motion to adopt the report of the Committee of the Whole prevailed.

On motion of Wells, the House adjourned at 5:30 o'clock p. m. until 11:00 o'clock a. m., Tuesday, March 2, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FIFTY-EIGHTH DAY.

Tuesday, March 2, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll call. Quorum present.

Shott from the Committee on Journal, reported as follows:

"Mr. Speaker: Your Committee on Journal, beg leave to report that we have examined the Journal of the Fifty-seventh day and find the same to be correct."

On motion of Shott the report was adopted as read.

### REPORTS OF STANDING COMMITTEES.

Rainey from the Committee on Education, reported as follows:

"Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 181, introduced by Brower, being a Bill for an Act entitled, 'An Act to re-designate the official name of the Institution of Higher Education of the State of Montana,' beg leave to report back to the House with the recommendation that the same be indefinitely postponed."

On motion of Rainey the report was adopted as read.

Macdonald from the Committee on Ways and Means, reported as follows:

"Mr. Speaker: Your Committee on Ways and Means, to whom was referred Senate Bill No. 125, by Hogan, being a Bill for an Act entitled, 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 9, of Article XII of the Constitution of the State of Montana, relating to revenue and taxation,' beg leave to report that having had the same

under consideration they herewith return it to the House with the recommendation that it be not concurred in."

Macdonald moved the adoption of the report as read.

Sales moved as a substitute therefor that the report be not adopted.

The motion was lost by the following vote:

Ayes: Baxter, Collins, Eliel, Foltz, Franklin, Hall, Harmon, Jorgensen, Lemmon, McDonald of Teton, McMahon, Moe, Moore, Morris, Nutting, Parker, Rainey, Rasmussen, Sales, Sanderson, Schanck, Schmidt, Shrump—23.

Noes: Anderson, Baldwin, Bechtel, Bent, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Corr, Corwin, Crismas, Day, Dwyer, Doner, Einsel, Fishbaugh, Flanigan, Fousek, Gallagher, Gladden, Graybeal, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Kiley, Lord, Lusk, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Ostle, Page, Prosser, Rixon, Rundle, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Willis, Mr. Speaker—62.

Absent and not voting: Bompert, Easton, Guinn, Hedrick, Kelly, McCarthy, Mansur, Phillips, Smith of Lewis and Clark, Wallin—10.

Excused: None.

Macdonald's motion prevailed.

Healey from the Committee on Highways, reported as follows:

"Mr. Speaker: We, your Committee on Highways having had under consideration Senate Bill No. 11, by Abbott, being a Bill for an Act entitled, 'An Act to amend Chapter 72 of the Session Laws of 1913, the same being known as the "General Highway Law" and relating to the classification and permanent improvement of public highways,' respectfully beg leave to report that the same be concurred in." On motion of Healey the report was adopted and the Bill referred to the Steering Committee.

#### MAJORITY REPORT.

Fousek, Shrump, Sullivan, Cariher and Flanigan, a majority from the Committee on Fairs and Expositions, reported as follows:

"Mr. Speaker: We, being a majority of your Committee on Fairs and Expositions having had for our consideration Senate Bill No. 135, introduced by Stevens, being a Bill for an Act entitled, 'An Act to prevent pool selling, betting or wagering of any money or other valuable things upon the result of any horse race, or contest of speed, skill or endurance of any animals; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana, and to provide for the punishment of those who violate the provisions of this Act,' having had the same under due consideration beg leave to report it back to the House with the recommendation that this Bill be concurred in."

#### MINORITY REPORT.

Prosser, Searles and Smith of Lewis and Clerk, a minority of the Committee on Fairs and Expositions, reported as follows:

Mr. Speaker: We, Prosser, Searles and Smith of Lewis and Clark, being a minority of your Committee on Fairs and Expositions having had for our consideration Senate Bill No. 135, introduced by Stevens, being a bill for an Act entitled, 'An Act to prevent pool selling, betting, or wagering of any money or other valuable thing upon the result of any horse race, or other contest of speed, skill or endurance of any animals; and to prohibit any one from transferring or transmitting any information for the purpose of having bets or wagers made, paid, recorded, reported or registered, and to make this Act apply to all races or contests held or conducted within this State and to those races and contests held out of the State of Montana, and to provide for the punishment of those who violate the provisions of this Act,' having had the same under due consideration beg leave to report it back to the House without recommendation." Cariher moved the adoption of the majority report.

Prosser offered as a substitute therefor the adoption of the minority report.

Macdonald of Flathead moved as an amendment to the substitute that the matter be made a Special Order on Thursday, March 4th, 1915, at 11 o'clock A. M. Motion prevailed.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We, your Committee on Highways, having had under consideration House Joint Memorial No. 10, by Macdonald, praying the Federal Government to construct a roadway from East to West through Glacier National Park, respectfully beg leave to report the same back to the House with the recommendation that it do pass." On motion of Healey the report was adopted as read and the Memorial was referred to the Committee on Printing.

Lemmon from the Committee on Railroads and Transportation, reported as follows:

"Mr. Speaker: Your Committee on Railroads and Transportation to whom was referred Senate Bill No. 175, having had same under consideration beg leave to report that the same be concurred in." On motion of Lemmon the report was adopted as read and the Bill was referred to the Steering Committee.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on March 2nd, 1915, at 10:35 A. M. House Bills Nos. 137, 171 and 280, with duplicates, for his approval." Also:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 191, beg leave to report same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Bill No. 191, and thereupon proceeded to sign the same in open session. Later he announced that he had signed the same.

#### MOTIONS AND RESOLUTIONS.

Eliel moved to reconsider the action by which the House refused to concur in Senate Bill No. 34. Motion prevailed.

Eliel moved that Senate Bill No. 34 be recommitted to the Steering Committee. Motion prevailed.

#### COMMUNICATIONS FROM THE GOVERNOR.

The following message was received from His Excellency, the Governor:

"Executive Office, Helena, Montana, March 1, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills: Nos. 22, 30, 61, 73, 183, 220 and 223.

S. V. STEWART, Governor."

#### COMMUNICATIONS FROM THE SENATE.

The following communications were received from the Senate:

"Senate Chamber, Helena, Montana, March 1st, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate, today signed in open session Senate Bills Nos. 156 and 157.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Governor has this day approved the following Senate Bills: Nos. 69 and 78.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 1:55 P. M. the enrolled copy of Senate Bill No. 157 was transmitted to His Excellency, the Governor, and the dated receipt received from his Private Secretary therefor. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Dairying and Dairies, to whom was referred House Bill No. 316, by Senate and House Committees on Dairies and Dairying, today recommended that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills to whom was referred Senate Bill No. 156, today reported that same is correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred House Bill No. 11, by Wells, today reported that Bill be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 157, today reported that same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred House Bill No. 101, by McNally, today reported said Bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills numbered 177, 179 and 181, today reported the same correctly printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following Bills for General File:

House Bills Nos. 11, 225, 243, 324, 238, 291, 59, 197, 256 367, 380, 237, 370, 431. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred House Bill No. 266, introduced by Wells, today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 139, introduced by Sales, today reported said Bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate today confirmed the following appointments made by the Governor:

Archibald W. Mahon, of Valley County, to be State Engineer of the State of Montana, for the term of four years, commencing March 7, 1915.



Richard Moran, of Deer Lodge County, to be Assistant Inspector of Boilers, for the term of four years, commencing March 1, 1915.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred House Bill No. 225, by Vidal, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also, House Bill No. 243, by Burnett, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also, House Bill No. 324, by Judiciary Committee, today reported said bill with the recommendation that same be concurred in with the following amendments: Amend House Bill 324, Section 13, by striking out in line 142 the words "unless the voter shall have made his mark as hereinbefore provided for," and by striking out in lines 143 and 144 the words "when made otherwise than by mark." Amend House Bill No. 324, Section 6, by striking out all of lines 73, 74 and 75. Report adopted.

Also House Bill No. 238, by Frank Hayes, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also, House Bill No. 291, by Gallagher, today reported said bill with the recommendation that same be concurred in with the following amendment: I move to amend Section 6 of House Bill No. 291, by inserting the word "and" before the word "as" in line 90. Report adopted.

Also, House Bill No. 59, by Appropriations Committee, today reported said bill with the recommendation that same be concurred in.

Also House Bill No. 197, by Fishbaugh, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 256, by Easton, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 264, by Baldwin, today reported said bill with the recommendation that same be concurred in with the following amendments: Amend Section 2, line 12, by striking out the word "County" and inserting in lieu thereof the word "Special." Amend Section 2, line 13, by striking out the word "County" and inserting in lieu thereof the word "district." Amend Section 2 line 15, by striking out the words "jointly or." Amend Section 2, line 18, by inserting in lieu thereof after the word "levy" the words "not exceeding three mills." Amend Section 2, line 21, by inserting after the word "district" the words "in which such tax is levied." Amend Section 3, line 24, by striking out the word "county" and inserting in lieu thereof the word "such." Amend Section 3, line 25 by inserting after the word "residing" the words "within the district." Amend Section 3, line 25, by striking out the word "Section" and inserting in lieu thereof the word "Act." Amend Section 3, line 26 after the word "such" insert the words "Accredited high." Amend Section 2, line 19, by striking out the word "The" and inserting in lieu thereof the word "such." Report adopted.

Also House Bill No. 367, by Day, today reported said bill with the recommendation that same be concurred in with the following amendment: Amend Section 2, line 13, by striking out the word "two" and inserting in lieu thereof the words "four." Report adopted.

Also House Bill No. 380, by Sullivan, today reported the bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 237, by Harmon, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 370, by Day, today reported said bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 431, by Healey, today reported said bill with the recommendation that same be concurred in with the following amendments: Amend by striking out the word "six" in line 9 and inserting in lieu thereof the word "four." Amend line 9 by striking out the word "fifteen" and inserting in lieu thereof the word "twelve." Amend line 11 by striking out the word "four" and inserting in lieu thereof the word "three." Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 1st, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second time and referred to the following Committees:

House Bill No. 400, by Harmon, entitled, 'An Act to amend Sections 8, 10, 15 and 16 of Chapter 108, Session Laws of the 11th Legislative Assembly, entitled, "An Act to regulate public service of stallions and jacks in Montana".' Committee on Stock Growing and Grazing.

House Bill No. 342, by Day, entitled: 'An Act to amend Section 6870 of the Revised Codes of Montana, and to enact nine additional sections to be numbered "6870a," "6870b," "6870c," "6870d," "6870e," "6870f," "6870g," "6870h," and "6870i," relating to actions to quiet title to real estate; providing for the procedure in such actions; providing for joining as parties defendant in such actions all adverse claimants and possible adverse claimants, both known and unknown; providing for the service of summons in such cases, and conferring upon the courts in which such actions are tried, jurisdiction to make a full adjudication of titles to real estate involved in such action, and defining the effect of decrees entered in such cases.' Committee on Judiciary.

House Bill No. 429, by Easton, entitled, 'An Act to extend the boundaries of Valley County and to alter the boundaries of Sheridan County to conform thereto.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 252, by Day, entitled, 'An Act providing for the issuance of guaranties and policies of insurance affecting titles to real estate and guaranteeing or insuring owners of real or personal property or others interested therein, or having liens or encumbrances thereon, against loss by reason of defective titles, encumbrances, or adverse claims of title, or otherwise, and authorizing certain title insurance companies to do a trust business.' Committee on Judiciary.

House Bill No. 361, by Committee on Education, entitled, 'An Act to amend Section 2108 of Chapter 76 of the Session Laws of 1913, providing for a tax levy for county high school purposes.' Committee on Education.

House Bill No. 360, by Burnett, entitled, 'An Act relating to State Lands and adverse possession thereof; and providing that title to such lands shall not be obtained by adverse possession.' Committee on Public lands.

House Bill No. 260, by Easton, entitled: 'An Act to amend Section 3218 of the Revised Codes of 1907 enumerating the officers of towns, Section 3225 of said Codes providing the qualifications of aldermen of cities and towns, Section 3240 of said Codes as amended by Chapter 111 of the laws of the 13th Legislative Assembly relating to salaries of mayor and aldermen, Sections 3243 and 3244 of said Codes fixing the compensation to be paid police judges of towns and attorneys of cities.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 388, by Parker, entitled: 'An Act to limit the liability of a bank for non-payment of a check through error.' Committee on Banks and Banking.

House Bill No. 395, by Macdonald, entitled, 'An Act to authorize and empower the State Land Board to invest the income derived from common school funds in interest bearing warrants upon the general fund of the State.' Committee on Education.

House Bill No. 389, by Parker, entitled, 'An Act to punish the giving of checks or drafts on any bank or other depository wherein the person so giving such check or draft shall not have sufficient funds or a credit for the payment of the same.' Committee on Banks and Banking.

House Bill No. 385, by Committee on Education, entitled, 'An Act to amend Section 508 of Chapter 76 of the Session Laws of 1913, relating to duties of school trustees by requiring the use of an official seal.' Committee on Education.

House Bill No. 231, by Bent, entitled, 'An Act to amend Section 2 of Chapter 100 of the Session Laws of the 12th Legislative Assembly of the State of Montana, being an Act entitled "An Act to establish game preserves for the protection of antelope and deer and other game animals and birds, and providing penalties for the killing of any such animals within such preserves," and to extend the boundaries of the Prior Mountain Preserves.' Committee on Fish and Game.

House Bill No. 347, by Smith (Lewis and Clark), entitled, 'An Act to amend Section 3219 of the Revised Codes of the State of Montana, 1907, relating to

the appointment, number and duties of the trustees of public libraries; giving them certain powers in connection with the library fund.' Committee on Libraries.

House Bill No. 337, by Coburn, entitled, 'An Act to amend Section 406 of Chapter 76 of the Session Laws of the 13th Legislative Assembly of the State of Montana, providing for the method of changing boundaries of school districts.' Committee on Education.

House Bill No. 271, by McCarthy, entitled: 'An Act to amend Chapter 1 of Part II of Title IX of the Revised Codes of 1907 relating to execution sales by adding a new section numbered 633a, providing for the postponement of execution sale.' Committee on Judiciary.

House Bill No. 391, by Dwyer, entitled: 'An Act to amend Section 8662 of the Revised Codes of the State of Montana, relating to receiver of stolen property.' Committee on Judiciary.

House Bill No. 124, by Page, 'An Act to amend Section 8762 of the Session Laws of 1907 as amended by Section 31, of the Session Laws of 1913, relating to the game laws for the open season of deer and providing a penalty for violation thereof; to amend Section 8787 of the Session Laws of 1907, relating to the Game Laws for the open season for Grouse, Prairie Chicken, Fool-hen, Sage-hen, Pheasant and Partridge, and providing a penalty for violation thereof; to amend Section 8788 relating to the Game Laws for the open season for water fowl and providing a penalty for violation thereof.' Committee on Fish and Game.

House Bill No. 249, by Prosser, 'An Act defining Fakirs and providing for the punishment of any person who sells goods, wares or merchandise by means of any false representation, trick, devise, or lottery, or by means of any game of chance, for the purpose of obtaining a greater prize therefor than their actual retail price in value upon the market.' Committee on Public Morals.

House Bill No. 313, by McNally, 'An Act to prohibit the manufacture and sale of shoddy, and mattress containing shoddy, and providing a penalty for the violation thereof.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 282, by Jorgensen, 'An Act to prevent fraud in the transfer of accounts receivable by secret transfers.' Committee on Banks and Banking.

House Bill No. 250, by Prosser, 'An Act defining false advertising making the same unlawful, and prescribing penalties, therefor.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 222, by Graybeal, 'An Act to prevent candidates from filing their petition for a nomination to office after primary elections have been held for such office.' Committee on Elections and Privileges.

House Bill No. 318, by Committee on Fish and Game, 'An Act making the use of silencers or mufflers on firearms when hunting and providing a penalty for the violation thereof.' Committee on Fish and Game.

House Bill No. 315, by Committee on Fish and Game, 'An Act to amend an Act of the Legislative Assembly of the State of Montana. Concerning Fish, and Game. Approved March 13th, 1913, to amend Section 1978 of the Revised Codes of Montana, and giving control of lakes and ponds on State land to the State Game and Fish Commission.' Committee on Fish and Game.

House Bill No. 228, by Prosser, 'An Act to provide a license tax for traveling merchants, hawkers, and peddlers, providing penalties for the violation thereof, and prescribing rules and regulations for its enforcement and interpretation.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 274 by Gallagher, 'An Act to amend Section 2891 of the Revised Codes of the State of Montana of 1907, relative to the time when the regular meetings of the Boards of County Commissioners of the several counties shall be held.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 393, by Einsel, 'An Act establishing and defining the boundary line between Fallon, Wibaux and Prairie Counties.' Committee on Counties, Towns and Municipal Corporations.

House Bill No. 368, by Willis, 'An Act permitting foreign Mutual Fire Insurance Companies to transact business in the State by complying with the laws applicable to Fire Insurance Companies, when such companies are possessed of a surplus, of when they have a certain insurance in force.' Committee on Insurance.

House Bill No. 245, by Judiciary Committee, 'An Act to amend Section 6132 of the Revised Codes of Montana of 1907, relating to the sale of goods, wares and merchandise in bulk, and relating to the verified statement of the vendor as to his



creditors and to the application of the money received from such sales and the invalidity of such sales and providing that money arising from such sales shall be applied to the payment of creditors of the vendor "pro rata" and not "share and share alike," Committee on Judiciary.

House Bill No. 369, by Harmon, 'An Act to provide for the eradication of honey bee diseases; to extend the duties of the State Entomologist, to include apiary inspection; to authorize the destruction of diseased bees and establishment of district quarantines; to prescribe that expense incurred by the State in treating or destroying diseased bees for those who fail or refuse to comply with the instructions shall be collected from the owner with the county taxes; providing punishment for the violation of this Act and making it legal for counties to appropriate money for apiary inspection.' Committee on Horticulture.

House Bill No. 257, by Easton, 'An Act to provide that in all civil actions before Justice of the Peace certain allegations shall be taken as true unless denied by the affidavit of the opposite party.' Committee on Judiciary.

House Bill No. 353, by Eliel, 'An Act to amend Section 2098 of the Revised Codes of Montana of 1907, relating to the duty of the State Auditor in preparing statistics.' Committee on Judiciary.

House Bill No. 404, by Smith of Lewis and Clark, 'An Act to amend Section 8377 of the Revised Codes of Montana of 1907, relating to the keeping or resorting to places where opium is sold.' Committee on Sanitary Affairs.

House Bill No. 357, by Einsel, 'An Act to amend Section 3 of Chapter IV of Chapter 71 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to time of viewing roads after they have been petitioned for.' Committee on Roads, Highways and Bridges.

House Bill No. 359, by Higgins, 'An Act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions.' Committee on Education.

House Bill No. 395, by Macdonald, 'An Act to authorize and empower the State Land Board to invest the income derived from common school fund interest bearing warrants upon the General Fund of the State.' Committee on Education.

House Bill No. 196, by Scott, 'An Act to amend Section 4, Chapter 110, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled "An Act defining the term 'Itinerant Vendors,' to regulate the licensing of same, to fix the amount of such licenses, to provide penalties for the violation of such regulation and for other purposes," to repeal Section 5 of said Chapter 110, and to insert in said Chapter 110, Sections to be numbered 5, Section 5A, Section 5B and Section 5C, providing further regulations for the issuance of itinerant vendor's licenses; for deposits of money by such vendors, and subjecting such deposits to the lien of taxes and claim of creditors.' Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 378, by Smith: An Act to punish the making or use of false statements to obtain property or credit. Committee on Banks and Banking.

Also House Bill No. 373, by Judiciary Committee. An Act to repeal Sections 2 to 19, both inclusive, of Chapter 75 of the Session Laws of the Thirteenth Legislative Assembly, and to substitute in lieu thereof Sections No. 2 to 18, both inclusive, defining the powers and duties of the State Tax Commissioner and of County Assessors, and other officers; and providing for the classification and uniform assessment of all property in this State subject to taxation. Committee on Judiciary.

Also House Bill No. 377, by Day: An Act to amend subdivision 6 of Section 3 of Chapter 83 of the Laws of the Thirteenth Legislative Assembly, relating to the regulation of sale of articles by weight, measure or numerical count. Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 354, by Morris: An Act to provide for an additional Judge in the Twelfth Judicial District of the State of Montana. Committee on Judicial Districts.

Also House Bill No. 396, by Jorgensen: An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, of over twenty-five (25) horse power to obtain a license and prescribing qualifications, fees and regulations there-



for, and providing penalties for the violation of any of the provisions of this Act. Committee on Mines and Mining.

Also House Bill No. 402, by Committee on State Boards and Officers, being a substitute for House Bill No. 300: An Act fixing the liability for the support of insane persons committed to the State Insane Asylum, providing for the appointment of a fiscal agent of the State Board of Commissioners for the insane; fixing his term and salary and providing for his removal; and prescribing his duties and the duties of County Attorney acting in conjunction with him. Judiciary Committee.

Also House Bill No. 347, by Smith of Lewis and Clark: An Act to amend Section 3219 of the Revised Codes of Montana, 1907, relating to the appointment, number and duties of the trustees of public libraries; giving them certain powers in connection with the Library Fund. Committee on Libraries.

Also House Bill No. 432, by Einsel: An Act requiring County Treasurers to accept money for the payment of taxes upon real estate, and for the purpose of redeeming real estate from tax sales when the payment is tendered by an owner, mortgagee or person, having a lien upon the real estate. Referred on Judiciary Committee.

Also House Bill No. 419, by Wallin: An Act creating the Montana State Geological Survey, providing for the appointment of a State Geologist; providing for the issuance of pamphlets on the mineral resources of the State for the information of the General Public, and appropriating money for the carrying out of the provisions of this Act. Referred to Committee on Finance and Claims.

Also House Bill No. 321, by Committee on Fish and Game: An Act to appropriate money from the State Game and Fish Fund, for the purpose of erecting a permanent building at the State Fair Grounds, to be used for exhibition of Fish and Game of the State of Montana. Referred to Committee on Finance and Claims.

Also House Joint Memorial No. 9, by Macdonald of Flathead: A Memorial to the Congress of the United States, praying that when lands in the Forest Reserves of the State of Montana are open to settlers that in certain instances, the settler may also have the timber thereon. Referred to Committee on Public Lands.

Also House Bill No. 366, by Lord: An Act to amend Chapter XVII of the Revised Codes of Montana, 1907, relating to toll for grinding grain, amending Sections 2092, 2093 and 2094 of the Revised Codes of Montana, 1907, which Sections are comprehended within said Chapter, relating to the duties of persons engaged in operating grain grinding and flouring mills, the rates of toll to be charged, and declaring a violation of the provisions hereof shall be a misdemeanor. Referred to Committee on Agriculture.

Also House Bill No. 316, by Senate and House Committees on Dairies and Dairying: An Act to amend Section 1, 2, 3, 4, 5, 6, 10, 11, 12 and 15, Chapter 77, Session Laws of 1913, relating to the Dairy Commissioners, increasing the number of deputies he shall appoint, fixing their salaries and limiting their traveling, expenses, prescribing additional duties and powers of the Dairy Commissioner and the duties and qualifications of the deputies and making an appropriation for the purpose of carrying out the provisions hereof and providing penalties for the violation of the provisions hereof. Referred to Committee on Dairies and Dairying.

Also House Bill No. 349, by Committee on Public Utilities and State Commissions: Substitute for House Bill No. 295, introduced by Lord: An Act authorizing the creation of Special Improvement Districts for lighting streets in cities and towns and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large. Referred to Committee on Counties, Towns and Municipal Corporations.

Also House Bill No. 420, by Corr: An Act to provide for the payment of wages or salary due employes within five (5) days after the termination of such services and providing a penalty for the violation thereof.

Also House Joint Resolution No. 5, by Gladden: A Resolution memorializing Congress for the building of one Steel Bridge jointly with Sanders County, across the Flathead River on the Flathead Indian Reservation. Referred to Committee on Roads, Highways and Bridges.

Also House Joint Memorial No. 8, by Burnett: To the Honorable Senate and House of Representatives of the United States in Congress assembled. Referred to Committee on Public Lands.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF SENATE BILLS.

Senate Bill No. 45, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Bompert, Booth, Burnett, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Frank'lin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kiley, Lemmon, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Minnick, Moe, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis. Mr. Speaker—67.

Noes: Baxter, Bechtel, Buckley, Burns, Carpenter, Cavitt, Corwin, Einsel, Hawks, Lusk, Mackel, Mason, Moore, Parker, Scott, Searles, Taylor—17.

Absent and not voting: Baldwin, Bent, Cariher, Easton, Hayes, Hogan, Kelly, Lord, McCarthy, Mansur, Smith of Lewis and Clark—11.

Excused: None.

Title agreed to and Bill returned to the Senate.

On motion of Day, the House recessed at 12:30 o'clock p. m. until 2:00 o'clock p. m.

### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Fishbaugh in the Chair.

House resumed.

Mr. Speaker in the Chair.

Fishbaugh from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the General File, beg leave to report that they have arrived at no recommendation and ask leave to sit again."

On motion of Day, the report was adopted as read.

Mason moved that House Bill No. 58 be placed by the Steering Committee on General Orders.

Mr. Speaker ruled the motion out of order.

Nutting moved an appeal from the decision of the Chair.

Phillips offered as a substitute therefor a motion that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Phillips' motion prevailed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burnett, Burns, Cariher, Cavitt, Choiniere, Collins, Crismas, Day, Doner, Dwyer, Easton, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Guinn, Hall, Harmon, Harper, Hawks, Hedrick, Johnson, Jorgensen, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Moe, Moore, Morris, Phillips, Prosser, Rainey, Rasmussen, Sales, Schanck, Schmidt, Searles, Shott, Smith of Lewis and Clark, Smith of Missou'a, Sullivan, Taylor, Vidal, Wells, Mr. Speaker.—61.

Noes: Bechtel, Buckley, Carpenter, Coburn, Corr, Corwin, Einsel, Healey, Henry, Higgins, Hills, Hogan, Lord, Mackel, Mansur, Minnick, Nutting, Ostle, Page, Parker, Rixon, Rundle, Sanderson, Scott, Sedgwick, Shrump, Stone, Wallin, Wilde, Willis—31.

Absent and not voting: Graybeal, Hayes, Kelly—3.

Excused: None.

## GENERAL ORDERS.

McMahon in the Chair.

House resumed.

Mr. Speaker in the Chair.

McMahon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 372, a Bill for an Act entitled, 'An Act to provide for the construction of a fish hatchery for the propagation of food fish and other fish at some place, and upon a site in the State of Montana to be selected by the State Fish commission, and to appropriate money therefor,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 405, A Bill for an Act entitled, 'An Act appropriating money for the payment of certain deficiency claims for expenses incurred by Sheriffs in transporting prisoners and requisitions,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 406, A Bill for an Act entitled, 'An Act to appropriate money for the payment of deficiency claims on account of the salaries of County Attorneys,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 407, a Bill for an Act entitled, 'An Act appropriating money for the payment of deficiency claims on account of mileage and per diem of members of the Thirteenth Legislative Assembly,' having had same under consideration beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 408, a Bill for an Act entitled, 'An Act appropriating money for the deficiency claims of certain persons for services rendered and supplies furnished, which claims were approved by the State Board of Examiners' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 409, a Bill for an Act entitled, 'An Act appropriating the sum of Ninety-five and 20-100 (\$95.20) Dollars to pay the claim of John E. Patterson,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 410, a Bill for an Act entitled, 'An Act appropriating moneys to the counties of Madison, and Yellowstone as a refund for moneys erroneously collected and paid into the State Treasury,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 411, A Bill for an Act entitled, 'An Act appropriating money to pay the claim of Frank L. Riley,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 412, a Bill for an Act entitled 'An Act appropriating money for the payment of certain deficiency claims for expenses incurred by District Judges, also expenses of Sheriffs incurred in transporting prisoners, also expenses incurred in sending requisitions,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill, No. 312, A Bill for an Act entitled, 'An Act appropriating money for the maintenance of the executive and judicial departments of the State Government for two years, commencing March 1st, 1915, and ending February 28th, 1917,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended."

On motion of McMahon, the report was adopted as read.

Mansur from the Committee on Waterways and Navigation reported as follows:

"Mr. Speaker: We, the Committee on Waterways and Navigation, having received from the Oregon State Legislature an invitation to have a Committee appointed by our Legislature to meet with a like Committee and with our Governor as Chairman of this Committee are pleased to request this body to inform

Governor S. V. Stewart that it would please them very much to have him appoint this Committee to serve with him in this matter."

On motion of Mansur, the report was adopted and the Chief Clerk was ordered to notify the Governor.

House Bills Nos. 372, 405, 406, 407, 408, 409, 410, 411 and 412 were reported back to the House as being correctly engrossed.

On motion of Macdonald of Flathead, Mr. Speaker reverted to Order of Business.

### THIRD READING OF HOUSE BILLS.

House Bill No. 405, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hill, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rund'le, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker—88.

Noes: None.

Absent and not voting: Burns, Easton, Graybeal, Guinn, Hedrick, Stone, Willis.—7.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 406, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—92.

Noes: None.

Absent and not voting: Easton, Parker, Willis.—3.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 407, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—92.

Noes: None.

Absent and not voting: Graybeal, Guinn, Parker.—3.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 408, having been read three several times, was passed by the following vote:



Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmitt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—92.

Noes: None.

Absent and not voting: Burns, Easton, Hedrick—3.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 409, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—93.

Noes: None.

Absent and not voting: McDonald of Teton, Stone—2.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 410 having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Willis, Mr. Speaker.—93.

Noes: None.

Absent and not voting: Graybeal, Guinn—2.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 411, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—95.

Noes: None.

Absent and not voting: None.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 412, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansuz, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—95.

Noes: None.

Absent and not voting: None.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

At the request of Healey, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Healey from the Committee on Highways reported as follows:

"Mr. Speaker: We your Committee on Highways, having had under consideration Substitute for Senate Bill No. 154, being a Bill for an Act entitled, 'An Act to amend Section 1416 of the Revised Codes of Montana of 1907, relating to public bridges, and defining the word "Bridge" respectfully beg leave to report the same back to the House with the recommendation that it be concurred in."

On motion of Healey, the report was adopted as read and Bill was referred to the Steering Committee.

Wells from the Committee on Livestock and Public Ranges reported as follows:

"Mr. Speaker: Your Committee on Livestock and Public Ranges, to whom was referred Senate Bill No. 64, being A Bill for an Act entitled, 'An Act to amend Sections 1 and 3 of Chapter 68 of the Montana Session Laws of 1913, relating to the compensation of owners of livestock afflicted with communicable or contagious diseases when said livestock is killed according to law,' having had the same under consideration, report the Bill back with the recommendation it be concurred in."

On motion of Wel's, the report was adopted as read and the Bill was referred to the Steering Committee.

Johnson from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration Senate Bill No. 172, a Bill for an Act entitled, 'An Act to prohibit the employment of females except of the Asiatic Race in restaurants, eating houses, laundries, and other similar occupations controlled and conducted by persons of the Asiatic Race, and providing penalties for the violation thereof,' beg leave to report the same back to the House with the recommendation that it be concurred in."

On motion of Johnson, the report was adopted as read.

On motion of Day, the House adjourned at 5:35 o'clock p. m. until 10:00 o'clock a. m., Wednesday, March 3, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## FIFTY-NINTH DAY.

Wednesday, March 3, 1915.

## MORNING SESSION.

House convened pursuant to adjournment at 10:00 o'clock a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-eighth day and find same to be correct."

On motion of Shott, the report was adopted as read.

On motion of Wells, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

## GENERAL ORDERS.

Rasmussen in the Chair.

House resumed.

Mr. Speaker in the Chair.

Rasmussen from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred House Bill No. 414, a Bill for an Act entitled, 'An Act to authorize the State of Montana to become indebted in the sum of One Hundred Thousand Dollars (\$100,000.00) for the issuance of bonds in the name of the State for buildings and improvements at the Montana State Tuberculosis Sanitarium, located at Galen, Montana, and the State Insane Asylum, located at Warm Springs, Montana, and prescribing the duties and powers of the State Board of Examiners in regard thereto,' having had same under consideration, beg leave to report same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 415, a Bill for an Act entitled 'An Act appropriating money from the Bounty Fund for the payment of certain Bounty claims which were disallowed by the State Board of Examiners owing to technical errors in the proof,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 416, a Bill for an Act entitled, 'An Act appropriating money from the Bounty Fund for the payment of certain Bounty Claims, proof of which was lost,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 434, a Bill for an Act entitled, 'An Act appropriating money for the maintenance and betterment of the several State Institutions of Montana for two years, commencing March 1st, 1915 and ending February 28th, 1917,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 399, a Bill for an Act entitled, 'An Act to appropriate money for the equipment and maintenance of the Northern Montana Agricultural and Manual Training School, and Agricultural Experiment Sub-station in connection therewith for the two years commencing March 1st, 1915, and ending February 28th, 1917,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Also House Bill No. 413, A Bill for an Act entitled, 'An Act appropriating money for the payment of claims arising from the slaughter of animals during the year 1914, on account of foot and mouth disease,' having had same under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Also House Bill No. 417, A Bill for an Act entitled, 'An Act to authorize the State of Montana to become indebted in excess of the Constitutional limit, and to provide for the issuance of bonds in the name of the State for the establishment of a twine factory at the State Prison, erection of buildings, purchase of equipment and for raw material to be used in said factory,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended.

Also House Bill No. 433, A Bill for an Act entitled, 'An Act to pay employes of the Senate and House, as provided in Sections 76 and 81 of the Revised Codes of Montana of 1907,' having had same under consideration, beg leave to report the same back to the House with the recommendation that it do pass."

On motion of Rasmussen, the report was adopted as read.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 11 and 243, beg leave to report the same back to the House as correctly enrolled."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 312, 415, 416, 399, 413, 417, 433 and 434, respectfully beg leave to report the same back to the House as correctly engrossed."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 11 and 243 and Senate Bills Nos. 45, 156, 62, 103, 134 and 108, and thereupon proceeded to sign the same in open session.

House Bill No. 415, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—93.

Noes: None

Absent and not voting: Baxter, Burnett.—2.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 416, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—95.

Noes: None.

Absent and not voting: None.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 417, having been read three several times, was passed by the following vote:

Ayes: Baldwin, Baxter, Bent, Bompert, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Collins, Corwin, Crismas, Eliel, Easton, Franklin, Gladden, Hall, Harper, Hawks, Hedrick, Henry, Hills, Hogan, Kiley, Lemmon, McCarthy, McDonald of Teton, Macdonald of Flathead, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Phillips, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Sullivan, Taylor, Wallin, Mr. Speaker.—54.

Noes: Anderson, Bechtel, Booth, Burns, Choiniere, Corr, Day, Doner, Dwyer, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Healey, Higgins,



Jorgenson, Kelly, Lusk, McMahon, McNally, Mackel, Parker, Prosser, Smith of Lewis and Clark, Smith of Missoula, Etone, Vidal, Wilde.—30.

Absent and not voting: Graybeal, Guinn, Harmon, Hayes, Johnson, Lord, Mansur, Morris, Rundle, Wells, Willis.—11.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 433, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, G'adden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None.

Absent and not voting: None.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 312 having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—89.

Noes: Bechtel, Mackel, Smith of Lewis and Clark.—3.

Absent and not voting: Baxter, Easton, Mansur.—3.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 399, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, G'adden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None.

Absent and not voting: None.

Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

Mr. Speaker at this time announced that he had signed Senate Bills Nos. 45, 156, 62, 103, 134 and 108.

House Bill No. 413, having been read three several times, was passed by the following vote:

Ayes: Anderson, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer,

Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan Jorgenson, Kelly, Kiley, Lemmon, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Parker, Phillips, Prosser, Rixon, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Mr. Speaker.—78.

Noes: Bechtel, Healey, Mackel, Ostle, Rainey, Wilde.—6.

Absent and not voting: Baldwin, Baxter, Easton, Johnson, Lord, Page, Rasmussen, Rundle, Sales, Taylor, Willis.—11.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence.

Mr. Speaker at this time announced that he had signed House Bills Nos. 11 and 243.

Day from the Committee on Appropriations submitted the original documents relative to the foregoing appropriation bills for transmission to the Senate, as provided under the Joint Rules.

At the request of Macdonald of Flathead, Mr. Speaker reverted to Order of Business.

### RESOLUTIONS.

Macdonald of Flathead submitted the following Resolution:

"Mr. Speaker: Whereas, certain persons were during the early part of the session employed as clerks in the House of Representatives and on account of a decision by the Attorney General that the House was then employing more help than was provided for under the statutes, were removed from the payroll and have not received any compensation for the services then rendered:

Be It Therefore Resolved: That the Chief Clerk and Sergeant-at-Arms are hereby ordered to certify to the State Auditor the names of such employes and the amounts justly due them for the services rendered; and

Be It Further Resolved: That the State Auditor is hereby requested to issue warrants in payment of such amounts."

On motion of Macdonald, the Resolution was adopted as read.

Macdonald of Flathead submitted the following Resolution:

"Whereas, it has been found necessary that the Sergeant-at-Arms of the House of Representatives of the Fourteenth Legislative Assembly, Honorable Frank C. Murray, should have been ordered and caused to be purchased, a large amount of stationery, office supplies, and other materials necessary to the expedient performance of the work and needs of the said Legislative Assembly, and

Whereas, it is most desirable that the said Sergeant-at-Arms should be relieved of the care and responsibility of all supplies and materials not consumed or used in the performance of said duties;

Now Therefore, Be It Resolved, by the House of Representatives of the Fourteenth Legislative Assembly, that the Honorable Secretary of State be and is hereby requested to check up the said Sergeant-at-Arms, and to issue or cause to be issued to him a good and sufficient receipt for all such supplies and materials which may be in his possession and under his custody and which is the property of the State of Montana.

Be It Resolved, that the Board of Custodians of the Capitol Building be requested to deposit in some secure place the property belonging to the Legislative Assembly and purchased out of its contingent fund, to be delivered next Legislative Assembly in the same condition in which it was rendered by the Sergeant-at-Arms.

And Be It Further Resolved: That a copy of this Resolution be forthwith transmitted to Hon. A. M. Alderson, Secretary of State, by the Chief Clerk of the House of Representatives."

On motion of Macdonald of Flathead, the Resolution was adopted as read.

Day submitted the following Resolution.

### "HOUSE RESOLUTION.

Resolved, That the Speaker be and he is hereby authorized and directed to certify the account of the State Publishing Company in the sum of Seven Hundred and Fifty Dollars, in full payment of the services of said Company in print-

ing and furnishing the Daily House Journal and weekly status of bills, pursuant to contract authorized by this House and the Auditor is hereby authorized to pay the same out of the Contingent Fund of the Fourteenth Legislative Assembly."

On motion of Day, the Resolution was adopted as read.

Day submitted the following Resolution:

"Whereas, it appears from the pay-rolls of the House employes heretofore certified to the State Auditor, that a large number of clerks of Committees have been paid from the first day of the session, notwithstanding the fact that their appointments were not reported to and confirmed by the House until a later date, and

Whereas, it appears there are other clerks of Committees who have served from the same date as the above mentioned, but have been paid only from the date of their appointment as shown by the Journal;

Therefore, Be It Resolved, that the Sergeant-at-Arms be, and he is hereby directed to certify to the State Auditor for payment the names of all clerks of Committees who were appointed during the first week of the session, as appointed upon the first day, with the same force and effect as if the appointments had been actually entered on the Journal of the first;

Be It Further Resolved, That the State Auditor is hereby directed to pay the clerks of the House according to the foregoing certificate of the Sergeant-at-Arms."

On motion of Day, the Resolution was adopted as read.

On motion of Day, the House recessed at 12:10 o'clock p. m. until 2:00 o'clock p. m.

#### AFTERNOON SESSION.

House resumed at 2:00 o'clock p. m.

Mr. Speaker in the Chair.

Mr. Speaker introduced Hon. Major Martin McGuinness, who delivered a few words to the House.

At the request of McNally, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Affairs of Cities reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 153, introduced by Roberts, being a Bill for an Act entitled, 'An Act to amend Section 8555 of the Revised Codes of the State of Montana of 1907 relative to the sale of liquors at retail within five miles of grading and other camps,' beg leave to report the bill back to the House with the recommendation that the same be concurred in."

On motion of McNally, the report was adopted as read and the bill was referred to the Steering Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: Your Committee on Fish and Game, to whom was referred Senate Bill No. 123, respectfully beg leave to report as follows:

That Senate Bill No. 123, introduced by Darroch, being a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 81, Sessions Laws of the Eleventh Legislative Assembly of the State of Montana, which said Chapter 81 was entitled, "An Act to amend Sections 8782, 8783, 8784, 8785, 8787 and 8788 of the Revised Codes of Montana of 1907, relating to the protection and killing of wild game and beaver; and preventing the sale of beaver skins; and providing a punishment for the violation of this Act," and to extend the open season for elk,' be reported back with the recommendation that the same be concurred in as amended."

On motion of Searles, the report was adopted as read and the bill was referred to the Steering Committee.

Searles from the Committee on Fish and Game reported as follows:

"Mr. Speaker: Your Committee on Fish and Game, to whom was referred Senate Bills numbered 130 and 135, beg leave to report as follows:

That Senate Bill No. 130, introduced by Larson, being a Bill for an Act entitled, 'An Act to amend Section 8783, Revised Codes of the State of Montana of 1907, as heretofore amended by Section 2, Chapter 81, Laws of the Twelfth Legislative Assembly of the State of Montana, and to protect certain animals



from being killed or captured at any time and to punish those who violate this Act,' be reported back with recommendation that it be not concurred in."

Also that Senate Bill No. 165, introduced by Dwight, being a Bill for an Act entitled, 'An Act to amend Section 1953 of the Revised Codes of Montana of 1907, as amended by Chapter 63 of the Laws of 1911, entitled, "An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for this compensation, and authorizing the State Game and Fish warden to employ an additional clerk and fixing the salary thereof, and providing the manner in which the same shall be paid;" and providing that a portion of all unexpended funds to the credit of the 'Fish and Game Fund' shall, at the end of each fiscal year, be transferred to the 'General Fund' for general State purposes,' be reported back with the recommendation that it be not concurred in."

On motion of Searles, the report was adopted as read.

Cavitt from the Committee on Agriculture reported as follows:

"Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 140, introduced by Stevens, entitled, 'An Act to amend Section One (1) of Chapter Twelve (12) of the Session Laws of the Thirtieth Legislative Assembly of the State of Montana entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof",' beg leave to report same back to the House with the recommendation that same be concurred in."

On motion of Cavitt, the report was adopted as read and the bill was referred to the Steering Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 128, being a Bill for an Act entitled, 'An Act to amend Section 3350 of the Revised Codes of Montana of 1907, respectfully beg leave to report that the bill be reported back to the House with the Recommendation that it be concurred in."

On motion of Mason, the report was adopted as read and the bill was referred to the Steering Committee.

Mason from the Committee on Townships and Counties reported as follows:

"Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 169, being a Bill for an Act entitled, 'An Act fixing the number of District Judges there shall be in the Fourth Judicial District of the State of Montana,' respectfully beg leave to report that the bill be reported back with the recommendation that it be not concurred in."

On motion of Mason, the report was adopted as read.

McNally from the Committee on Affairs of Cities, reported as follows:

"Mr. Speaker: We, your Committee on Affairs of Cities, after having under consideration Senate Bill No. 160, introduced by Edwards, being a Bill for an Act entitled, 'An Act limiting the number of Social Clubs wherein liquors are kept or disposed of within the State of Montana and providing penalties for the violation thereof,' beg leave to report this bill back to the House with the recommendation that the same be concurred in."

On motion of McNally, the report was adopted as read and the bill was referred to the Steering Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Senate Bill No. 167, by Muffly, being a Bill for an Act entitled, 'An Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the printing of the quarterly report of the State Treasurer; prescribing the sizes of type to be used in the devices for the purpose of increasing the space occupied by such publication; and providing for penalties for violations thereof,' respectfully beg leave to report that the same be concurred in."

On motion of Anderson, the report was adopted as read and the bill was referred to the Steering Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Senate Bill No. 178, by Investigating Committee on



Public Printing, a Bill for an Act entitled, 'An Act to amend Article 14, Chapter 3 of the Revised Codes of Montana of 1907, by adding thereto a new section to be designated "Section 257-a" relating to the duties of the Clerk of the Board of Examiners in connection with state printing contracts,' respectfully beg leave to report that the same be concurred in."

On motion of Anderson the report was adopted as read and the bill was referred to the Steering Committee.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration Senate Bill No. 114, by O'Shea, being a Bill for an Act entitled, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid by incorporated cities and towns and by school districts of the first and second class into the fund known in the law as the "State Examiner's Fund",' respectfully beg leave to report that the same be concurred in."

On motion of Anderson, the report was adopted as read and the Bill was referred to the Steering Committee.

Flanigan from the Committee on Development and Publicity reported as follows:

"Mr. Speaker: We, your Committee on Development and Publicity, having had under consideration Senate Bill No. 29, introduced by Abbott, being a Bill for an Act entitled, 'An Act authorizing the payment of the expenses and per diem of County Commissioners, and the expenses of County Assessors, when attendant upon any meeting or convention of the County Commissioners or Assessors of the State of Montana, when held within the State or when called by the Governor or State Board of Equalization and authorizing the payment by the several counties of their proportion of any incidental expenses approved by such meetings,' beg leave to report the same back to the House with the recommendation that the bill be not concurred in."

On motion of Dwyer the report was adopted as read.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on March 2nd, 1915, at 2:15 p. m., House Bill No. 191, with duplicate, for his approval.

Hogan from the Committee on State Institutions, Public Buildings and Grounds, reported as follows:

"Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration Senate Bill No. 119, introduced by Williams, being a Bill for an Act entitled, 'An Act to provide for the management and control of the Montana State Tuberculosis Sanitarium and to repeal Sections 2, 6 and 8 of Chapter 125 of the Session Laws of 1911, page 340 of an Act entitled, "An Act establishing the State Hospital to be known as the Montana State Tuberculosis Sanitarium",' beg leave to report same back to the House with the recommendation that the same be concurred in."

On motion of Hogan the report was adopted as read and the bill was referred to the Steering Committee.

Dwyer from the Judiciary Committee reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 173, introduced by Brower, being a Bill for an Act entitled, 'An Act to amend Sections 3818 and 3889 of the Revised Codes of Montana of 1907, relating to the powers of corporations and providing for preferred stock, and relating to what Articles of Incorporation should contain,' having had same under consideration, beg leave to report back with the recommendation that it be concurred in."

On motion of Dwyer the report was adopted as read and the bill was referred to the Steering Committee.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 291, 324 and 414, respectfully beg leave to report the same back to the House as correctly engrossed."

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The following bills have been placed by the Steering Committee upon General Orders, for the consideration of the House on March 3rd:

House Bill No. 131, Senate Joint Resolution No. 10, Senate Bills Nos. 137, 115, 89, 129, 131, 116, 175, 154, 64, 124, 34, 120, 182, 58, 11, 13."

Dwyer from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 71, introduced by Meadors, being a Bill for an Act entitled, 'An Act to amend Section 6864 of the Revised Codes of Montana, and adding to Chapter I, Title X, Part II of the Code of Civil Procedure three sections to be numbered 6864a, 6864b and 6864c, relating to the foreclosure of real estate mortgages, and providing for redemption from foreclosure sales,' having had same under consideration, beg leave to report back with the recommendation that it be not concurred in."

On motion of Dwyer the report was adopted as read.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, after having under consideration Senate Bill No. 122, introduced by Oliver, being a Bill for an Act entitled, 'An Act to amend Section 45 of a Bill entitled, "To provide by initiative petition a law to limit candidates' election expenses; to define, prevent and punish corrupt and illegal practices in nominations and elections; to secure and protect the purity of the ballot; to provide for furnishing information to the electors and to provide the manner of conducting contests for nominations and elections in certain cases, approved and passed by the people at the general election of November, 1912," beg leave to report the same back to the House with the recommendation that the bill be concurred in."

On motion of Graybeal the report was adopted as read and the bill was referred to the Steering Committee.

Graybeal from the Committee on Privileges and Elections reported as follows:

"Mr. Speaker: We, your Committee on Privileges and Elections, after having under consideration Senate Bill No. 177, introduced by Burlingame, being a Bill for an Act entitled, 'An Act permitting stockholders of co-operative associations to vote by mail, and providing for the declaring of dividends and distribution of net earnings and extending the provisions of this Act to co-operative Associations heretofore incorporated,' beg leave to report the same back to the House with the recommendation that the same be referred to the Committee on Corporations other than Municipal."

On motion of Graybeal, the report was adopted as read and the bill was referred to the Committee on Corporations other than Municipal.

Johnson from the Committee on Corporations other than Municipal reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration Senate Bill No. 179, introduced by Hogan, being a Bill for an Act entitled, 'An Act defining who are real estate dealers and relating to sales of real estate by real estate agents and fixing the liability of vendors for commission on sales by real estate agents,' beg leave to report back to the House with the recommendation that the Bill be concurred in."

On motion of Johnson, the report was adopted as read and the bill was referred to the Steering Committee.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 256, 59, 238, 197, 370 and 237, beg leave to report same back as correctly enrolled."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bill No. 414, respectfully beg leave to report the same back to the House as correctly engrossed:"

Einsel from the Committee on Printing reported as follows:

"Mr. Speaker: We, your Printing Committee, to whom was referred the printing of House Joint Memorial No. 10, beg leave to report that the same has been returned correctly printed."

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred House Bill No. 181, today reported same back with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

House of Representatives, Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 243, introduced by Burnett, having been read three several times and concurred in, title agreed to, is herewith returned to the House.

Also House Bill No. 324, introduced by Judiciary Committee, as substitute for House Bill No. 106, introduced by Fousek, having been read three several times and concurred in as amended, title agreed to, is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times, and concurred in as amended, title agreed to, are herewith transmitted to the House for concurrence in Senate Amendments: House Bills Nos. 291 and 264.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in as amended, are herewith transmitted for concurrence in Senate Amendments. Titles agreed to. House Bills Nos. 242, 266 and 330.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate Amendments to House Bill No. 324 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrum, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: Mansur—I.

Absent and not voting: None. Excused: None.

Senate amendments to House Bill No. 264 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles,



Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: Mansur—1.

Absent and not voting: None. Excused: None.

Senate amendments to House Bill No. 367 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minniek, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

Senate amendments to House Bill No. 291 were concurred in by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minniek, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94. Noes: None.

Absent and not voting: Anderson—1. Excused: None.

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 237, 197, 238, 59, 370 and 256 and thereupon proceeded to sign the same in open session.

Senate amendments to House Bill No. 242 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minniek, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

Senate amendments to House Bill No. 330 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minniek, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott,



Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Willis, Mr. Speaker—93.

Noes: Wells, Wilde—2.

Absent and not voting: None. Excused: None.

Einsel objecting, House Bill No. 266 was placed on General File for concurrence in Senate Amendments.

“Senate Chambers, Helena, Montana, March 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the Committee on Enrolled Bills was instructed to cause Senate Bill No. 45 enrolled at once, and after same is enrolled, to hold it, and report it back just before the adjournment sine die on the 60th day. Motion carried.

Also that on motion, duly seconded, the Steering Committee was requested to place House Bill No. 431 on General File for consideration by the Committee of the Whole tomorrow. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read first and second times, were referred to the following Committees: House Bill No. 335, Judiciary. House Bill No. 389, Banks and Banking. House Bill No. 333, Judiciary. House Bill No. 373, Judiciary. House Bill No. 282, Banks and Banking. House Bill No. 378, Banks and Banking. House Bill No. 402, Judiciary. House Bill No. 113, Judiciary. All Bills not concurred in and herewith returned to House. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read first and second times, were referred to the following Committees: House Bill No. 385, Education. House Bill No. 360, Public Lands. House Bill No. 361, Education. House Bill No. 359, Education. House Bill No. 420, Mines and Mining. House Bill No. 272, Public Lands. House Joint Memorial No. 9, Public Lands.

Said Committees reported with recommendation that foregoing Bills be indefinitely postponed. Report adopted. Bills herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times, and concurred in, title agreed to, are herewith returned: House Bills Nos. 238, 59, 256 and 237.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, title agreed to, are herewith returned: House Bills Nos. 380, 367, 370 and 197.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 225 was read a third time and not concurred in and is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 11, having been read three several times and concurred in, title agreed to, is herewith returned to the House.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

"Senate Chambers, Helena, Montana, March 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom were referred the following Bills, today reported same with the following recommendations: House Bill No. 321, be concurred in. House Bill No. 262, be concurred in. House Bill No. 258, be concurred in. House Bill No. 261, be concurred in. Senate Bill No. 180, do pass. House Bill No. 193, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom were referred the following Bills, today reported same with the following recommendations: House Bill No. 395, be concurred in. House Bill No. 271, be concurred in. House Bill No. 338, be concurred in. House Bill No. 245, be concurred in. House Bill No. 301, be concurred in. House Bill No. 172, be concurred in. House Bill No. 318, be concurred in. House Bill No. 284, be concurred in. House Bill No. 262, be concurred in. House Bill No. 101, be concurred in. House Bill No. 139, be concurred in. House Bill No. 96, be concurred in. Senate Bill No. 184, do pass. House Bill No. 212, the enacting clause be stricken out. House Bill No. 296, be concurred in. House Bill No. 297, be concurred in. House Bill No. 240, be concurred in. House Bill No. 242, be concurred in as amended. House Bill No. 431, be concurred in as originally received from the House. House Bill No. 266, be concurred in as amended. House Bill No. 330, be concurred in as amended. House Bill No. 124, be concurred in as amended. House Bill No. 309, be concurred in. House Bill No. 336, be concurred in. House Bill No. 347, be concurred in. House Bill No. 394, be concurred in. House Bill No. 334, be concurred in. House Bill No. 315, be concurred in. House Bill No. 6, be concurred in. House Bill No. 353, be concurred in. House Bill No. 320, be concurred in. House Bill No. 193, be concurred in. House Bill No. 325, be not concurred in. House Bill No. 393, be concurred in as amended. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations to whom was referred House Bill No. 325, today reported said Bill with the recommendation that same be concurred in. Report adopted.

Also House Bill No. 393, today reported said Bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 1st, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, House Bills numbered 280, 137 and 171.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, Senate Bills numbered 108, 134, 103 and 62, and House Bill No. 191.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing to whom was referred House Bill No. 400 today reported back with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom were referred the following House Bills, today reported the following recommendations: House Bill No. 335, be not concurred in. House Bill No. 247, be concurred in. House Bill No. 301, be concurred in. House Bill No. 333, be not concurred in. House Bill No. 309, be concurred in. House Bill No. 391, be concurred in. House Bill No. 271, be concurred in. House Bill No. 245, be concurred in. House Bill No. 373, be not concurred in. House Bill No. 353, be concurred in. House Bill No. 432, be concurred in. House Bill No. 342, be concurred in. House Bill No. 257, be not concurred in. House Bill No. 336, be concurred in. House Bill No. 334, be concurred in. House Bill No. 113, be not concurred in. House Bill No. 402, be not concurred in. House Bill No. 394, be concurred in. House Bill No. 172, be concurred in with the following amendment:

In the third from the last line of Section 1, after the word "of" insert the following "misdemeanor, but if such sale be made, or removal had, with intent to deprive the mortgagee of his claim thereto, or interest therein, such person is guilty of." Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom were referred the following Bills, today reported same as correctly enrolled: Senate Bills Nos. 134, 108, 103 and 62. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were today introduced in the Senate, read first and second times, and referred to the following Committees: Senate Bill No. 183, Committee on Judiciary. Senate Bill No. 184, Committee on Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 184, today reported said Bill with the recommendation that same do pass. Report adopted. Bill referred to the Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom were referred the following House Bills, today reported with the following recommendations: House Bill No. 272, be indefinitely postponed. House Bill No. 360, be indefinitely postponed. House Joint Memorial No. 9, be indefinitely postponed. House Joint Memorial No. 5, be concurred in. House Joint Memorial No. 7, be concurred in. House Joint Memorial No. 8, be concurred in. House Bill No. 6, be concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill having been read three several times and concurred in are herewith returned, title agreed to: House Bills Nos. 296 and 297.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2nd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Banks and Banking, to

whom were referred the following House Bills, today reported with the following recommendations:

House Bill No. 96, be concurred in with the following amendments:

Amend House Bill No. 96, Section 2, line 18, by inserting after the word "than" the words "and branch banks."

Amend Section 3, line 21, by striking out after the word "than" the word "three" and insert in lieu thereof the word "five."

Amend Section 3, line 22, by inserting after the word "Act" the following: "Provided, however, that no investment companies, as in this Act defined, shall hereafter be organized under the provisions of this Act."

Amend Section 6, by striking out all of sub-division "7" and re-numbering subdivision 8 as 7, and subdivision 9 as 8, and subdivision 10 as 9.

Amend subdivision 7, line 66, by inserting after the word "upon" the word "unencumbered."

Amend Section 8, line 94, by striking out the word "three" and inserting in lieu thereof the word "five."

Amend Section 8, line 96, by inserting after the word "Act," the words "except as hereinbefore provided."

Amend Section 8, subdivision 5, line 114, by striking out the word "Fifty," and inserting in lieu thereof the word "Forty."

Amend Section 8, line 134, by inserting after the word "Act," the words "not exceeding one hundred dollars."

Amend Section 8, line 134, by inserting after the word "paid" the words "in advance."

Amend Section 8, line 135, by inserting after the word "proposed" the word "new," and striking out the following words in lines 135 and 136: "and payment shall be made in advance if required by the Superintendent of Banks."

Amend Section 8, line 135, by inserting after the word "bank" the following: "It shall be the duty of the superintendent of banks to ascertain within sixty days from the filing of such application, the character, financial standing, general reputation and other qualifications of each person named in such application; the number of old banks, either state or national, then serving the territory or village, town or city, where the proposed new bank is to be located; the resources and net earnings for the previous two years of such older banks, and to then make his determination, based on the following facts: Provided, that in case of all banks now existing and doing business in this state, the superintendent of banks shall issue his certificate of authorization to such banks upon the filing of their application.

(a) Whether the necessity exists, by reason of large and unreasonable earnings or disability or disinclination of the older banks then serving such territory, village, town or city, to take care of the wants of that community.

(b) Whether the organizers of such bank, or any of them, shall have been previously officers of another bank, either state, national or otherwise, and either in this State or of any state in the union, which shall have become insolvent while they or any of them were officers of such insolvent bank.

(c) Whether any of the organizers of such proposed new bank shall have been convicted of any crime against the banking laws of the United States or of any state in the Union.

(d) Whether the bank sought to be organized will under the financial control of a person or persons having dominant interests in one or more banks in this or other states, then become one of a string of banks under the control of such dominant interests."

Amend Section 8, line 152, by striking out after the word "exceeding" the word "fifty," and insert the word "forty."

Amend Section 10, by striking out all of lines 175, 176, 177 and 178 inclusive, and insert in lieu thereof the following:

"Section 10. The aggregate of paid-up capital, together with the surplus of every bank, must equal ten per centum of its deposit liabilities; such proportion of paid-up capital stock and surplus is wanting. Provided that the aggregate amount of the capital stock of any bank shall not be less than twenty thousand dollars in towns, villages or cities having less than fifteen hundred inhab-



itants; and shall not be less than twenty-five thousand dollars in towns, villages or cities having more than fifteen hundred and less than thirty-five hundred inhabitants, and shall not be less than thirty-thousand in any town, village or city having more than thirty-five hundred and less than five thousand inhabitants, and shall not be less than forty thousand dollars in any city having more than five thousand and less than ten thousand inhabitants, and shall not be less than fifty thousand dollars in any city having more than ten thousand inhabitants, according to the last official census.

No increase of capital shall be valid until the amount thereof has been subscribed and actually paid in; provided that the entire surplus of such bank, or as much thereof as may be required may be declared and paid out as stock dividend, to apply on and be converted into such increase of capital. No reduction of capital shall be made to a less amount than is required under the provisions of this Act for capital, nor be valid or warrant the cancellation of stock certificates or diminish the personal liabilities of stockholders."

Amend Section 10, line 187, by inserting after the word "banks" the words "hereafter organized."

Amend Section 12, line 199, by striking out after the word "than" the word "three," and insert in lieu thereof the word "five."

Amend Section 12, line 199, by striking out the figures "25," and inserting in lieu thereof the word "fifteen."

Amend Section 12, line 200, by striking out after the word "lease" the words "three fourths," and inserting in lieu thereof the words "three fifths."

Amend Section 12, line 204, by inserting after the word 'held' the words 'on the second Tuesday.'

Amend Section 12, line 208, by inserting after the word 'until' the words 'the second Tuesday in January following, or until.'

Amend Section 14, line 226, by inserting after the figures '\$1,000' the words 'which shall not be hypothecated.'

Amend Section 14, line 228, by inserting after the word 'debt' the words 'is guilty of a misdemeanor, and.'

Amend Section 14, line 229, by striking out after the word 'immediately' the following: 'notify the Superintendent of Banks of such sale of hypothecation, and such director may.'

Amend Section 25, line 440, by striking out after the word 'books' the word 'and;' and insert after the word 'papers' the words 'cash and credits.'

Amend Section 26, line 2 of the engrossed Bill, by striking out the word 'county' and inserting in lieu thereof the word 'country.'

Amend Section 31 by striking out after the word 'faith' in line 480 the balance of that line and all of line 481 and insert in lieu thereof the following:

'Stock thus purchased or carried shall within six months from the date of its purchase be sold or disposed of at public or private sale. The officers of any bank who knowingly violate or consent to the violation of the provisions of this section shall be guilty of a misdemeanor and be punished by a fine of not less than Five Hundred Dollars, or be imprisoned in the county jail not less than six months, or by both such fine and imprisonment.'

Amend Section 32, line 488, by inserting after the word 'board' the words 'of directors.'

Amend Section 32, line 490, by inserting after the word 'board' the words 'of directors.'

Amend Section 33, line 493 by inserting after the first word 'purchased' the word 'or' and after the second word 'purchase' in the same line, strike out the words 'underwrite or guaranty.'

Amend Section 34 by striking out after the word 'acquisition' in line 504 the balance of that line and all of line 505 and insert in lieu thereof the following:

'The officers of any bank who knowingly violate or consent to the violation of the provisions of this Section shall be guilty of a misdemeanor and be punished by a fine of not less than Five Hundred Dollars, or be imprisoned in the county jail not less than six months, or by both such fine and imprisonment.'

Amend Section 36 in line 527 by inserting after the word 'misdemeanor' the following:

'The officers of any bank who knowingly violate or consent to the violation of the provisions of this Section shall be guilty of a misdemeanor and be punished by a fine of not less than Five Hundred Dollars, or be imprisoned in the county jail not less than six months, or by both such fine and imprisonment.'

Amend Section 40 in line 544 by striking out after the word 'exceed' the figures '20' and insert in lieu thereof the word 'fifteen.'

Amend Section 42, line 557 by adding the letter 's' to the word 'commission.'

Amend Section 46, line 591 of House Bill No. 96 by striking out after the word 'receipt' the word 'of' and insert in lieu thereof the word 'or.'

Amend Section 50, line 626 by striking out after the word 'banks' the words 'may notify the Attorney General and he shall institute proceedings for the appointment of a receiver and to wind up the business of the bank,' and insert in lieu thereof the following: 'May take charge of such bank, its property and assets and wind up the affairs of such bank as provided in this Act for the liquidation of banks.'

Amend Section 60 by striking out all of said Section and inserting in lieu thereof the following:

'Section 60. If the chief deputy, or any examiner shall have knowledge of the insolvency or unsafe condition of any bank mentioned in this Act and that it is unsafe or inexpedient to permit such bank to continue in business, and shall neglect to forthwith report such facts in writing over his signature to the superintendent of banks, he shall be guilty of a felony.

If the superintendent of banks shall have knowledge of the insolvency or unsafe condition of any bank mentioned in this Act, and that it is unsafe or inexpedient to permit such bank to continue business, and shall neglect to forthwith take action as provided in this Act, he shall be guilty of a felony.

Whenever the superintendent of banks shall become satisfied that the capital of any bank is impaired or reduced below the amount required by its Articles of Incorporation and the provisions of this Act, or below the amount certified to the superintendent of banks as paid in, he shall have the power to require such bank under his hand and seal of office to make good such impairment or deficiency within sixty days after the date of such requisition. He may examine or cause to be examined any such bank to ascertain the amount of such impairment or deficiency of capital and whether the deficiency has been made good as required by him.

If it shall appear to the superintendent of banks that any bank has violated its Articles of Incorporation, or any of the provisions of this Act, he must, by an order under his hand and official seal, addressed to such bank, direct the discontinuance of such violation; or, if it shall appear to the superintendent of banks that such bank is conducting business in an unsafe and injurious manner, he must in like manner direct the discontinuance of such unsafe and injurious practices. Such order shall require such bank to show cause, before the superintendent of banks, at a time and place to be fixed by him, why such order shall not be observed. If upon such hearing it shall appear to the superintendent of banks that such bank is conducting business in an unsafe and injurious manner, or is violating its Articles of Incorporation, or any of the provisions of this Act, then the superintendent of banks shall make such order of discontinuance final, and such banks shall immediately discontinue all practices named in such order by the superintendent of banks. Such banks shall have ten days after any such order is made final in which suit may be commenced to restrain the enforcement of such order, and unless such action be so commenced and enforcement of such order be enjoined within ten days, by the court in which such suit is brought, then such bank shall comply with such order; and in the event of its failure so to do, then the superintendent of banks shall have power to take immediate charge and control of such bank, and liquidate its affairs in the manner provided for in this Act, for the liquidation of banks. In any such action, no damage may be awarded, but the action otherwise shall be commenced, tried and determined according to the provisions of the Code of Civil Procedure of Montana.

In any case where the capital of a bank shall have become impaired or reduced below the amount required by the provisions of this Act, or by its Articles of Incorporation, the board of directors of such bank shall have the power to make a pro rata assessment upon all the stock of such bank to make good such deficiency and may provide that the amount of such deficiency shall be due and payable at a time to be fixed by such Board of Directors, which time shall not be less than ten days after such notice of such assessment, and if any stockholder shall fail or neglect to pay the amount of the assessment against the stock held by him for ten days after the same shall have become due and payable, the directors of such bank may offer such stock for sale and sell the same at public sale upon ten days' notice to be given by posting copies of such notice of sale in five public places in the town, village or city where such bank is located. Upon such sale, the purchaser shall forthwith pay the amount of the assessment against such stock. The amount received from the sale of such stock, less the cost and expenses of such sale, shall be paid to the original owner of such stock.

Whenever the superintendent of banks shall have reason to conclude that any bank is in unsound or unsafe condition to transact business for which it is organized, or that it is unsafe or inexpedient for it to continue business, the superintendent of banks may forthwith take possession of the property and business of such bank, and retain such possession until such bank shall resume business, or its affairs be finally liquidated, as herein provided.

On the taking possession of the property and business of any such bank or banking corporation, the superintendent of banks shall forthwith give notice of such fact to any and all banks or banking corporations holding or in possession of any assets of such bank. No bank or banking corporation knowing of such taking possession by the superintendent of banks, or notified as aforesaid, shall have a lien or charge for any payment, advance or clearance thereafter made, or liability thereafter incurred, against any of the assets of the bank whose property and business the superintendent of banks shall have taken possession as aforesaid. Such bank may, with the consent of the superintendent of banks, resume business upon such conditions as may be approved by him.

Upon the taking possession of the property and business of such bank, the superintendent of banks is authorized to collect moneys due to such bank, and to do such other acts as are necessary to conserve its assets and business, and shall proceed to liquidate the affairs thereof as hereinafter provided. The superintendent shall collect all debts due and claims belonging to it, and upon order of the District Court, may sell or compound all bad or doubtful debts, and on like order, may sell all the real and personal property of such bank and on such terms as the court shall direct; and may, if necessary to pay the debts of such bank, enforce the individual liability of the stockholders by action to be brought within three years after the date of his taking possession of the affairs of such bank.

The superintendent of banks may, under his hand and official seal, appoint one or more special deputy superintendents of banks, as agent or agents, to assist him in the duty of liquidation and distribution, the certificate of appointment to be filed in the office of the superintendent of banks, and a certified copy in the office of the clerk of the district court of the county in which the principal office of such bank is located.

The superintendent of banks may, from time to time, authorize a special deputy superintendent to perform such duties connected with such liquidation and distribution as the superintendent of banks may deem proper. The superintendent of banks may employ such counsel and procure such expert assistance and advice as may be necessary in the liquidation and distribution of the assets of such banks, and may retain or dismiss such officers and employes of such bank as he may deem necessary. The superintendent of banks shall require from special deputy superintendents and from such assistants, such security for the faithful discharge of their duties as he may deem proper.

The superintendent of banks shall cause notice to be given by advertisement in such newspapers as he may direct, weekly for three consecutive months, calling on all persons who may have claims against such banks, to present the same



to the superintendent of banks and make legal proof thereof, at a place within and a time not more than six months after the last day of publication, to be therein specified.

The superintendent of banks shall mail a copy of such notice to all persons whose names appear as creditors upon the books of such bank. If the superintendent of banks doubts the justice and validity of any claim, he may reject the same and serve notice of such rejection upon the claimant, either by mail or personally. An affidavit of the service of such notice shall be prima facie evidence thereof and shall be filed with the superintendent of banks. An action upon a claim so rejected must be brought within six months after such service. Claims presented after the expiration of the time fixed in the notice to creditors shall be entitled to share ratably in the distribution to the extent of the assets in the hands of the superintendent of banks, equitably applicable thereto.

Upon taking possession of the property and assets of such bank, the superintendent of banks shall make an inventory of the assets of such bank in duplicate, one to be filed in the office of the superintendent of banks, and one in the office of the clerk of the district court of the county in which the principal office of such bank is located. Upon the expiration of the time fixed for the presentation of claims, the superintendent of banks shall make in duplicate a full and complete list of the claims presented, including and specifying such claims as have been rejected by him, one to be filed in the office of the superintendent of banks, and one in the office of the clerk of the district court of the county in which the principal office of such banks is located; such inventory and list of claims shall be open at all reasonable times for inspection.

The compensation of the special deputy superintendents, counsel and other officers and assistants, and all expenses of supervision and liquidation, shall be fixed by the superintendent of banks on notice to such bank, and shall upon his certificate, be paid out of the funds of such bank in his hands.

The sums collected by the superintendent of banks shall, from time to time, be deposited in one or more banks located in this state and approved by the superintendent of banks.

At any time after the expiration of the date fixed for the presentation of claims, the superintendent of banks may, out of the funds remaining in his hands after the payment of expenses, declare one or more dividends, and after the expiration of one year from the date of the first publication of notice to creditors he may declare a final dividend.

Objection to any claim not rejected by the superintendent of banks may be made by any party interested, by filing a copy of such objection with the superintendent of banks, who shall present the same to the district court of the county in which such bank has its principal place of business, with a petition that said court pass upon the validity of such claims; and such court shall thereupon, upon such notice to the party presenting the same and to the superintendent of banks, as the court may deem proper, accept or reject said claim, and the superintendent of banks shall observe the order of the court in that regard; provided, however, that should the claim be rejected, such rejection shall not exclude the claimant from bringing an action upon such claim within six months after such rejection.

Upon the petition of the superintendent of banks, such court may make proper provisions for unclaimed deposits.

Whenever any such bank, of whose property and business the superintendent of banks has taken possession as aforesaid, deems itself aggrieved thereby, it may at any time within ten days after such taking possession, and not thereafter apply to the district court of the county in which the principal office of such bank is located, to enjoin further proceedings; and said court, after citing the superintendent of banks to show cause why further proceedings shall not be enjoined, and upon hearing the allegations and proofs of the parties, and determining the facts may upon the merit, dismiss such application, or enjoin the superintendent of banks from further proceedings, and direct him to surrender such business and property to such bank.



Either party aggrieved by the judgment rendered thereon may appeal therefrom the Supreme Court, as in other cases of appeal thereto from judgment of a district court.

An appeal as above provided shall operate as a stay of the judgment of the district court, and no bond need be given if the appeal be taken by the superintendent of banks, but if the appeal be taken by such bank, a bond shall be given, as required by the Code of Civil Procedure of Montana.

Whenever the superintendent of banks shall have paid to each and every depositor and creditor of such bank (not including stockholders unless the by-laws of such bank provides for such) whose claim or claims as such creditor or depositor shall have been duly approved and allowed the full amount of such claims, and shall have made proper provisions for unclaimed and unpaid depositor dividends and shall have paid all expenses of the liquidation, the superintendent of banks shall call a meeting of the stockholders of such bank by giving notice thereof for thirty days, in one or more newspapers published in the county where the principal office of such bank is located.

At such meeting the superintendent of banks shall appear and deliver to the stockholders all the property, effects and records of such bank, and upon such transfer and delivery he shall be discharged from any and all further liability to such bank and its creditors. And thereupon the bank shall be in the same position as though it had never been authorized to transact a banking business and such bank, by fulfilling the requirements of this Act, and of the superintendent of banks, can thereafter be authorized to resume the conduct of its business as a bank.

All proceedings by any bank to enjoin the superintendent of banks in the discharge of his duties shall be had in the county where such bank is located or in the Supreme Court of the State.'

Amend Section 61 by striking out all of said section and inserting in lieu thereof the following:

'Section 61. Any person who shall wilfully and maliciously make, circulate or transmit to another or others any statement, rumor, or suggestion written, printed or by word of mouth, which is directly or by inference derogatory to the financial condition or affects the solvency or financial standing of any bank, banking institution or trust company doing business in this State, or who shall counsel, aid, procure or induce another to start, transmit or circulate any such statement or rumor, shall be guilty of a misdemeanor.'

Insert after Section 61 another Section as follows:

'Section 61 (a): Every bank shall be given a reasonable length of time to ascertain a forgery of a check drawn on it in the name of one of its depositors and shall not be liable and can recover the amount of such forged check from the endorser thereon, if such forgery be discovered prior to such check being filed of record in the account of such depositor.'

Amend Section 64, line 797 by striking out after the word 'and' the word 'administered' and insert in lieu thereof the word 'administer.'

Amend Section 64, line 807, by inserting after the word 'make' the word 'such.'

Amend Section 67, line 828 by inserting after the last word 'therefor' in that section, the following:

'When no other punishment is provided herein, any person wilfully or knowingly violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and shall be punished by a fine of not more than Five Hundred Dollars, or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom were referred the following Bills, today reported them back with the following recommendations: House Bill No.

330 be referred to Steering Committee. House Bill No. 332 be referred to Judiciary Committee. House Bill No. 337 be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred House Bill No. 347 today reported that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game to whom was referred House Bill No. 320, today reported back with the recommendation that it be concurred in. Report adopted.

Also House Bill No. 304, be concurred in. Also House Bill No. 318, be concurred in. Also House Bill No. 231, be concurred in. Also House Bill No. 322, be concurred in. Also House Bill No. 124, be concurred in. Also House Bill No. 315, be concurred in. Also House Bill No. 284, be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Mines and Mining, to whom were referred the following Bills, today report as follows:

That House Bill No. 420, be indefinitely postponed. Report adopted.

That House Bill No. 396, be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the vote by which House Bill No. 272 was not concurred in, was reconsidered, and we herewith ask for return of Bill for further consideration.

Also, the vote by which House Bill No. 361 was not concurred in, was reconsidered, and we ask also, for return of said Bill for further consideration.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Banks and Banking, to whom were referred the following Bills, today reported with the following recommendations:

House Bill No. 378, be not concurred in. House Bill No. 388, be concurred in. House Bill No. 389, be not concurred in. House Bill No. 282, be not concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred the following House Bills, today reported same back with the following recommendations:

House Bill No. 356, be concurred in. House Bill No. 395, be concurred in. House Bill No. 255, be concurred in. House Bill No. 385, be indefinitely postponed. House Bill No. 359, be indefinitely postponed. House Bill No. 361, be indefinitely postponed. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills Nos. 96 and 172, having been read three several times and concurred in as amended, are herewith returned for concurrence in Senate Amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Mr. Speaker at this time appointed a Committee consisting of Morris, Parker and Baxter, to confer with a Committee of like number from the Senate on the Senate Amendments to House Bill No. 96.

Senate Amendments to House Bill No. 172, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

“Senate Chamber, Helena, Montana, March 3d, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times and concurred in are herewith returned. Titles agreed to.

House Bills Nos. 315, 353, 320 and 193.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 184, having been read three several times, considered engrossed, title agreed to, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 3d, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 325, Substitute for House Bill No. 26, having been considered by the Committee of the whole, recommend that Bill be not concurred in and herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the vote by which the report of the Judiciary Committee was adopted, was reconsidered and we herewith ask for the return of said House Bill No. 335 for further consideration.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times and concurred in, title agreed to, are herewith returned: House Bills Nos. 336, 334, 347, 431, 6, 309, 394, 240, and 139.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March Third, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times and concurred in, title agreed to are herewith returned. House Bills Nos. 101, 262, 395, 271, 388, 245, 391 and 318.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

Mr. Speaker at this time announced that he had signed House Bills Nos. 256, 59, 238, 197, 370 and 237.

Mr. Speaker reverted to the Order of Business.

## INTRODUCTION OF BILLS.

Senate Bill No. 184, by Kinney: A Bill for an Act entitled, "An Act appropriating the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary to pay the claim of Dan Sutherland for horses killed as a sanitary safeguard."

Senate Bill No. 184 read first and second time at length and referred to the Committee on Appropriations.

Mr. Speaker reverted to Order of Business.

## COMMUNICATIONS.

The following Communication was received and read:

State of Montana, Office of Secretary of State, A. M. Alderson, Secretary.  
Helena, Montana, March 3, 1915.

To the Honorable House of Representatives, Helena, Montana.

Gentlemen: I am in receipt of a copy of your resolution of March 3rd, 1915, relative to the preservation by the Secretary of State of stationery and office supplies and other material necessary to and expedient performance of the work and needs of the House of Representatives, and desire to inform your Honorable Body that the requests contained in your resolution will be promptly complied with.

Very respectfully,

A. M. ALDERSON, Secretary of State."

## THIRD READING OF HOUSE BILLS.

House Bill No. 414, having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94. Noes: None.

Absent and not voting: Easton—1.

Title agreed to and Bill transmitted to the Senate for concurrence.

House Bill No. 434, having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

Title agreed to and Bill transmitted to the Senate for concurrence.

The following item was omitted from the Journal of March 2, 1915, and is herewith set forth:

"House Bill No. 372, having been read three several times was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan,



Foltz, Fousek, Franklin, Gallagher, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Henry, Higgins, Hogan, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker—86.

Noes: Hills, Nutting.—2.

Absent and not voting: Gladden, Guinn, Hedrick, Kelly, Mason, Rasmussen, Willis.—7.

Excused: None.

Title agreed to and bill transmitted to the Senate for concurrence."

At request of Burnett, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on State Lands, reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred Senate Joint Memorial No. 5, introduced by Clark, entitled, 'A Memorial to the Congress of the United States to secure an allotment of lands upon the Blackfeet Indian Reservation for the Cree Indians now living in Montana,' beg to report the same back to the House with the recommendation that the same be concurred in."

On motion of Burnett the report was adopted as read, and the bill referred to the Steering Committee.

Burnett from the Committee on State Lands, reported as follows:

"Mr. Speaker: We, your Committee on State Lands, to whom was referred Senate Bill No. 161, introduced by the Committee on Public Lands, entitled, 'An Act authorizing the State Land Board to contract and agree with the United States for the waiver of the State's rights to unsurveyed school sections in Forest Reserves, and to accept lands in lieu thereof, and validating agreements heretofore made for that purpose,' beg to report the same back to the House with the recommendation that the same be concurred in."

On motion of Burnett the report was adopted as read, and the bill referred to the Steering Committee.

On motion of Mason, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

Rasmussen in the Chair.

House resumed.

Mr. Speaker in the chair.

Rasmussen from the Committee of the Whole, reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom were referred the following bills, having had the same under consideration, beg leave to report them back to the House with the following recommendations: Senate Bill No. 137, be concurred in. Senate Bill No. 115, be concurred in. Senate Bill No. 89, be concurred in. Senate Bill No. 131, be concurred in. Senate Bill No. 129, be concurred in. Senate Bill No. 116, be concurred in. Senate Bill No. 175, be concurred in. Substitute for Senate Bill No. 154, be not concurred in. Senate Joint Resolution No. 10, be concurred in. Senate Bill No. 124, be concurred in. Senate Bill No. 34, be concurred in as amended. Senate Bill No. 120, be concurred in."

On motion of Rasmussen the report was adopted as read.

#### MESSAGES FROM THE SENATE.

The following message was received and considered:

"Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 393, having been read three several times and concurred in as amended, title agreed to, is herewith returned to the House for concurrence in Senate amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate amendments to House Bill No. 393 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—95.

Noes: None.

Absent and not voting: None.

Excused: None.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 296, 297 and 380, beg leave to report the same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 380, 296 and 297 and thereupon proceeding to sign the same in open session.

On motion of Macdonald of Flathead, the House adjourned at 5:30 o'clock p. m. until 9:30 o'clock a. m., Thursday, March 4, 1915.

GEORGE L. RAMSEY, Speaker.

Attest: W. J. WALSH, Chief Clerk.

## SIXTIETH DAY.

Thursday, March 4, 1915.

### MORNING SESSION.

House convened pursuant to adjournment at 9:30 a. m.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll Called. Quorum present.

Shott from the Committee on Journal reported as follows:

"Mr. Speaker: Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-ninth day and find same to be correct."

On motion of Shott, the report was adopted as read.

Mr. Speaker announced that he was about to sign House Bill No. 431 and thereupon proceeded to sign the same in open session.

Speaker pro tem in the Chair.

### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on March 3rd, 1915, at 8:30 p. m. House Bills Nos. 59, 197, 237, 238, 256, 391 and 370, with duplicates, for his approval."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 431, introduced by Healey, beg leave to report same back as correctly enrolled."

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 324, 291, 242, 393, 172 and 330, respectfully beg leave to report the same back to the House as correctly engrossed."

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 166, being a Bill for an Act entitled, 'An Act appro-

priating money to be used for improvements at the State Tuberculosis Sanitarium,' also

House Bill No. 268, being a Bill for an Act entitled, 'An Act appropriating \$110.00 out of any money in the State Treasury, not otherwise appropriated, as a refund to Sheridan County of money remitted to the State Treasurer for the State's portion of liquor license money, full refund of which money was made by Sheridan County,' also

House Bill No. 397, being a Bill for an Act entitled, 'An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of 1907,' also

House Bill No. 424, being a Bill for an Act entitled, 'An Act to pay John Wimmert and R. B. Maddox for stock killed by reason of being compelled to dip said stock under the provisions of Chapter 120 of the Session Laws of the Thirteenth Legislative Assembly, and appropriating money therefor,' beg leave to report said bills back to the House with the recommendation that they do not pass." On motion of Day, the report was adopted as read.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: Your Committee on Appropriations, to whom was referred Senate Bill No. 146, being a Bill for an Act entitled, 'An Act to establish a twine factory at the State Prison, to empower the Warden, with the approval of the Board of Prison Commissioners to purchase and install machinery and building material, to provide for the employment of convicts, to purchase the raw material, to give residents of the State preference in buying the twine therein produced, and to appropriate sixty-five thousand (\$65,000.00) Dollars to carry this Act into effect,' also

Senate Bill No. 148, being a Bill for an Act entitled, 'An Act concerning the advertising for bids and the letting of contracts by State and County Officers, Boards and Commissions; providing that public records and files thereof be made and kept, and that biennial reports of the letting of all State contracts and the bids thereof be made to the Legislative Assembly, prescribing penalties for the violation of the provisions of this Act, defining the term "Lowest responsible bidder," and repealing all Acts in conflict herewith,' having had same Bills under consideration, beg leave to report same back to the House with the recommendation that they be not concurred in." On motion of Day, the report was adopted as read.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 184, being a Bill for an Act entitled, 'An Act appropriating the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary to pay the claim of Dan Sutherland for horses killed as a sanitary safeguard,' beg leave to report said Bill back to the House with the recommendation that it be concurred in." On motion of Day, the report was adopted as read and the Bill was referred to the Steering Committee.

Rainey from the Committee on Judiciary reported as follows:

"Mr. Speaker: Your Committee on Judiciary, to whom was referred Senate Bill No. 117, introduced by Fishbeck, being a Bill for an Act entitled, 'An Act concerning County Auditors, prescribing and enlarging their duties and powers, and transferring certain duties now performed by the County Clerk to the office of County Auditor; to provide for the appointment of Deputy Auditors in counties of the fourth and fifth classes, and fix their compensation; prescribing certain duties of the State Examiner and the Board of County Commissioners in relation thereto; to amend Sections 2746, 2747, 2748, 2753, 2768, sub-division 5 of Section 2986 and Sections 2987, 2996, 3007, 3104, 3108, 3179 and 3184 and to repeal sub-division 4 of Section 3045 of the Revised Codes of Montana, 1907,' having had same under consideration, beg leave to report back with the recommendation that it be concurred in."

Dwyer, Anderson, Mackel, Smith of Lewis and Clark and Schmidt, a minority of the Committee on Judiciary reported as follows:

"Mr. Speaker: We, a minority of your Committee on Judiciary, to whom was referred Senate Bill No. 117, introduced by Fishbeck, being a Bill for an Act

entitled, 'An Act concerning County Auditors, prescribing and enlarging their duties and powers, and transferring certain fiscal duties now performed by the County Clerk to the office of County Auditor; to provide for the appointment of Deputy Auditors in counties of the fourth and fifth classes, and fix their compensation; prescribing certain duties of the State Examiner and the Board of County Commissioners in relation thereto; to amend Sections 2746, 2747, 2748, 2753, 2768, sub-section 5 of Section 2986 and Sections 2987, 2996, 3007, 3108, 3179, and 3184 and to repeal sub-section 4 of Section 3045 and sub-sections 1, 2, 4, 5 and 6 of Section 2953 of the Revised Codes of Montana, 1907,' having had same under consideration, beg leave to report back with the recommendation that it be not concurred in." Rainey moved the adoption of the majority report.

Anderson moved as a substitute therefor the adoption of the minority report. Anderson's motion prevailed.

Anderson from the Committee on State Boards and Officers reported as follows:

"Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 425, by Johnson, a Bill for an Act entitled, 'An Act to amend Section 6 of Chapter 132 of the Laws of the Eleventh Legislative Assembly, relating to the practice of Dentistry,' respectfully beg leave to report that the same do not pass." On motion of Anderson, the report was adopted as read.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 367 and 264, respectfully beg leave to report the same back to the House as correctly engrossed."

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The Steering Committee hereby submits the following as list of Bills for General Orders this day:

Senate Bills Nos. 182, 58, 11, 13, 104, 64, 123, House Joint Memorial No. 10, Senate Bills Nos. 173, 106, 65, 122, 114, 153, 63, 100, 111, 105 and 184 and House Bill No. 51."

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 139, being a Bill for an Act entitled, 'An Act to create and appoint a Commission, the duties of which are to report on the laws of this State, relating to the administrative and executive departments, and to recommend to the next Legislative Assembly such changes in said laws as will bring efficiency and economy in the administration thereof, and to provide for an appropriation for said Commission,' beg leave to report said Bill back to the House with the following amendments:

Amend Section 2 to read as follows:

'Section 2. Each member of the Commission shall receive a per diem of Eight (\$8.00) Dollars per day for services during the time he is actually employed upon the work of the Commission and traveling expenses. The claims for compensation shall be audited and allowed by the State Board of Examiners.'

Amend Section 4, last line, by striking out the word 'December' and inserting the word 'July' in lieu thereof.

And as amended, recommend that the Bill be concurred in."

On motion of Day, the report was adopted as read and the Bill was referred to the Steering Committee.

#### MOTIONS.

On motion of McMahon, the Senate amendments to House Bill No. 131 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDona'd of Teton,



McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

“Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 274, having been read three several times and concurred in as amended, title agreed to, is herewith transmitted to the House for concurrence in Senate amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

Senate Amendments to House Bill No. 274 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

“Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed, in open session, Senate Bill No. 45, and House Bills numbered 11 and 243.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 2nd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred to the Committee on Finance and Claims: House Bills Nos. 415, 416, 399, 413, 433, 412.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, to whom were referred House Bills Nos. 357 and 24, today reported said Bills with the recommendation that they be indefinitely postponed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred House Bill No. 287, by Sedgwick, ‘An Act to amend Chapter 113 of the Laws of 1911, relating to the registration of electors in Counties, Towns and School Districts,’ today recommended that same be concurred in with the following amendments:

Amend by inserting after the enacting clause the following:

‘Section 1. That Chapter 113 of the Laws of the Legislative Assembly of 1911 be amended to read as follows:’

Amend Section 1, line 4 of printed Bill by striking out the period after the word ‘for’ and adding the following words: ‘and the register hereinafter provided

for to be kept by said County Clerk is hereby declared to be an official record of the office of the County Clerk of each County.'

Amend Section 2, line 12 of printed Bill by inserting after the words 'school districts' and before the word 'provided' the words 'of the first class only.'

Amend Section 4 by striking out all of lines 27 and 28 of the printed Bill.

Amend Section 7 by inserting at the end of line 40 and before the beginning of line 41 the following: 'Book designated register, which book shall be so arranged in precincts and alphabetical divisions suitable to record the full and complete information given by each elector and a.'

Amend Section 7, line 45 of printed Bill by adding after the word 'register' the following: 'The registry book herein provided shall be in such form as shall be designated by the Secretary of State of the State of Montana.'

Amend Section 7 by inserting all of lines 54 and 55, after line 46 and before line 47.

Amend Section 9 by adding at the end thereof, after the word 'residence' the following:

'Provided that no greater sum than twenty-five cents may be charged or received by any officer or person for taking the registration of the elector herein provided for; and provided further that no officer or person shall be entitled to receive from any county in the State of Montana any charges for expenses incurred by reason of the provisions of this Section.'

Amend Section 10 in line 95 of printed Bill by inserting after the word 'courthouse' the words 'wherein no justice of the peace or notary public resides.'

Amend Section 10 in line 100 of printed Bill by striking out the words 'without delay' and inserting in lieu thereof the words 'within two days.'

Amend Section 10, lines 101 and 102 by striking out the words 'by United States mail or other safe conveyance.'

Amend Section 11 by adding thereto the following:

'The County Clerk shall, immediately after filling out the card index or registry cards as herein provided, enter upon the official register of the county in the proper precinct, the full information given by said elector.'

Amend Section 13 by adding at the end of said section the following:

'And the County Clerk shall make transfers of elector's names together with all data connected therewith to the proper precinct in the register.'

Amend Section 14 by adding after line 176 the following:

'Upon receiving the duplicate affidavit referred to in this Section, the County Clerk shall cancel the name of such elector in the register herein provided for by drawing a line through said entry in red ink and by endorsing thereon the cause of such cancellation.'

Amend Section 15 in line 180 of printed Bill by inserting after the word 'register' the words 'herein provided for.'

Amend Section 15 by adding at the end thereof the following:

'The County Clerk shall at the same time cancel, by drawing a red line through the entry thereof, the name of all such electors who have failed to vote at such election.'

Amend Section 18, line 219 of printed Bill by inserting after the words 'and the' the words 'certified copy of.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on Motion, duly seconded, Senate Bill No. 184 was considered engrossed; and referred to the Steering Committee. Motion carried.

Also, on motion, duly seconded, the Secretary was authorized to make the proper corrections to the title of House Bill No. 266 so that the title will conform with the words of the Bill as amended in the Committee of the Whole this morning. Motion carried.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 45, today reported that same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bills Nos. 180, 183 and 184 today reported that same are correctly printed. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred House Bill No. 368, today reported that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 185 was today introduced, read first and second times and referred to the Committee on Military Affairs.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred to the following Committees: House Bill No. 409, Finance and Claims. House Bill No. 410, Finance and Claims. House Bill No. 411, Finance and Claims. House Bill No. 412, Finance and Claims. House Bill No. 372, Finance and Claims. House Bill No. 405, Finance and Claims. House Bill No. 406, Finance and Claims. House Bill No. 407, Finance and Claims. House Bill No. 408, Finance and Claims.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom were referred the following Bills, today reported them back with the following recommendations: House Bill No. 228, be indefinitely postponed. House Bill No. 260, be indefinitely postponed. House Bill No. 349, be concurred in. House Bill No. 313, be concurred in. House Bill No. 274, be concurred in. House Bill No. 294, be indefinitely postponed. House Bill No. 250, be concurred in. House Bill No. 377, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture, to whom were referred the following Bills, today reported same back with the following recommendations:

House Bill No. 366 be concurred in with the following amendments:

Amend the title by adding after the word 'charge' the words 'conferring upon the Public Service Commission certain powers and duties.'

Amend Section 1, line 9, by striking out after the word 'grain' all the balance of Section 2029 and insert in lieu thereof the following 'Such operator may, in lieu of grinding, bolting or chopping the particular grain offered for that purpose, deliver to any person offering such grain to be ground, bolted or chopped, a quantity of flour, bolted grain, or chopped grain, together with the by-products, if any, equivalent in amount and quality to the products which would be obtained if said offered grain was ground, bolted or chopped as requested by the owner. Provided, however, that an operator shall not be required to accept any

wheat for the purposes of this Act, which grades less than No. 2 Montana. The mill operator shall be entitled to charge and receive for the milling, bolting, or chopping of said grain such percentage thereof or such cash price as shall be determined by the Public Service Commission of the State of Montana.'

Amend Section 1 by inserting after the figures '2094' and before the word 'any' in line 25 the following:

'The Public Service Commission of the State of Montana is hereby given full power and authority and it is made the duty of said Commission to adopt such rules and regulations and perform any and all Acts that may be necessary to enforce the provisions of this Chapter.' Report adopted.

House Bill No. 102, be concurred in. House Bill No. 119, be reported back with recommendation. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Roads and Highways, to whom were referred House Bills Nos. 257 and 24, today recommended that same be indefinitely postponed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned: House Bills Nos. 313, 361, 432, 368, 247, 356 and 261.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Memorials and Resolutions, having been read three several times and concurred in, title agreed to, are herewith returned: House Joint Memorial No. 7, House Joint Memorial No. 8, House Joint Resolution No. 5.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Capital and Labor, to whom was referred House Bill No. 170, today made the following report:

'A public hearing was had on the bill, at which the representatives of the various telephone and railroad companies, the Montana Power Company and the Electrical Workers, appeared.

The bill undertakes to regulate the nature of appliances and character of construction work which shall be used in the carrying of electricity for the purpose of light, heat and power. It is designated to protect workmen engaged in the hazardous work in connection with the construction and repair of electrical transmission lines.

In addition to this, the bill specified the voltage which may be carried under certain specified conditions at all crossings of other lines and in certain cities and towns. It is technical in its terms and your Committee frankly acknowledges its inability to pass upon the reasonableness or lack of reasonableness of the provisions contained therein.

The representatives of the Milwaukee railroad objected to the measure on the ground that it would call for a great deal of new material in the proposed electrification of said road without materially adding to the safety of either the workmen or the general public. It was pointed out to the Committee that the road had ordered its poles and other equipment and that the enactment of this law might impose upon that company a greatly added cost and specific illustrations were used to show that the additional cost would add nothing in the way of safety.

The telephone and railroad companies interposed vigorous objections to the provisions contained in Section 27 on the ground that the maximum voltage, to-wit: 15,000 volts, was so high that it would be impossible for them to protect



their lines or the general public under the conditions set out in the bill. It was urged with much force that the enactment of this law and the form in which it is proposed might seriously imperil, in some instances, the lives and property of the general public as well as the interested parties.

After hearing all of the arguments presented on this subject, your Committee is of the opinion that while the companies engaged in the operations and construction of electrical lines generally are endeavoring to adopt such rules, regulations and system of construction as are necessary to make the lives of their employes as safe as may reasonably be done, in view of the natural hazards of the business, yet there is still need of some direction and regulation on the part of the state, not only on behalf of the employes but as a matter of safety to the general public.

In no branch of modern industry are the changes more rapid and far-reaching than in this same line of electrical construction. What would be proper construction today might be rendered obsolete in the near future by reason of increased knowledge and improved methods.

The consideration of all of these factors has led your Committee to recommend that this subject be referred to the Public Utility Commission and to the Industrial Accident Board, which shall have charge of the administration of the safety provisions of the recently enacted compensation law. Under the provisions of the last named Act, the lives of the workmen can be protected to at least as great a degree as would be possible through the enactment of the proposed law, while still permitting an adjustment of rules and regulations to meet the different needs of different portions of the State, and also the future changes in the business itself.

For the foregoing reasons, the Committee recommends that House Bill No. 170 be not concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Committees, to whom were referred House Bills, today reported same back with the following recommendations:

House Bill No. 24, Committee on Roads and Highways, be indefinitely postponed. House Bill No. 170, Committee on Labor and Capital, be not concurred in. House Bill No. 228, Committee on Counties, Towns and Municipal Corporations, be indefinitely postponed.

House Bill No. 260, Committee on Counties, Towns and Municipal Corporations, be indefinitely postponed. House Bill No. 294, Committee on Counties, Towns and Municipal Corporations, be indefinitely postponed. House Bill No. 357, Committee on Roads and Highways, be indefinitely postponed. Reports adopted and bills herewith returned to the House.

\* Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration the following House Bills, today reported with the following recommendations: House Bill No. 250, be concurred in. House Bill No. 337, be concurred in. House Bill No. 396, be concurred in. House Bill No. 342, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, having had under consideration the following House Bills, today reported with the following recommendations: House Bill No. 124, be concurred in as it originally came from the House. House Bill No. 349, be concurred in. House Bill No. 313, be concurred in. House Bill No. 432, be concurred in. House Bill No. 361, be concurred in. House Bill No. 363, be concurred in. House Bill No. 247, be concurred in. House Bill No. 261, be concurred in. House Bill No. 274, be concurred in as amended: Amend Section 1 by striking out in line 4 of the printed bill the word 'must' and in-

serting in lieu thereof the word 'bay.' Amend Section 1, line 6, by striking out the words and figures 'five (5)' and inserting in lieu thereof the words and figures 'three (3).' House Bill No. 399, be concurred in. House Bill No. 433, be concurred in. House Bill No. 413, be concurred in. House Bill No. 405, be concurred in. House Bill No. 406, be concurred in. House Bill No. 356, be concurred in. House Joint Memorial No. 7, be concurred in. House Bill No. 190, be concurred in. House Joint Memorial No. 8, be concurred in. House Joint Resolution No. 5, be concurred in. House Bill No. 332, be concurred in. House Bill No. 249, be concurred in. House Bill No. 399, be concurred in. House Bill No. 407, be concurred in. House Bill No. 415, be concurred in. House Bill No. 372, be concurred in. House Bill No. 408, be concurred in. House Bill No. 409, be concurred in. House Bill No. 412, be concurred in. House Bill No. 410, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom were referred the following bills, today reported them back with the following recommendations: House Bill No. 413, be concurred in. House Bill No. 405, be concurred in. House Bill No. 419, be indefinitely postponed. House Bill No. 407, be concurred in. House Bill No. 372, be concurred in. House Bill No. 267, be indefinitely postponed. House Bill No. 410, be concurred in. House Bill No. 399, be concurred in. House Bill No. 415, be concurred in. House Bill No. 409, be concurred in. House Bill No. 408, be concurred in. House Bill No. 406, be concurred in. House Bill No. 412, be concurred in. House Bill No. 433, be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 413, today reported that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President pro tem today signed the following House Bills in open session: House Bills Nos. 236, 256, 59, 370, 237 and 197.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals, to whom was referred House Bill No. 249, today reported said bill with the recommendation that it be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following bills for General File: House Bills Nos. 332, 249, 399, 433, 415, 412, 408, 407, 413, 409, 410, 372, 405, 406. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the President appointed a Conference Committee, consisting of Senators O'Shea, Burlingame and Galloway, to confer with a Committee from the House on Senate amendments to House Bill No. 96.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following bills for general file: House Joint Memorial No. 8, House Joint Resolution No. 5, House Joint Memorial No. 7, House Bills Nos. 356, 261, 257, 250, 274, 368, 361, 313, 349, 190, 124, 342, 396, 337, 247, 432. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Judicial Districts, to whom was referred House Bill No. 354, today reported said bill with the recommendation that same be not concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Judiciary Committee, to whom was referred House Bill No. 332, today reported said bill with the recommendation that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred Senate Bill No. 185, today reported said bill with the recommendation that same do pass. Report adopted. Bill referred to Printing Committee.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were today signed by the President in open session: House Bills Nos. 431, 297, 296 and 380.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 3rd, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President pro tem of the Senate tonight signed, in open session, House Bills Nos. 238, 256, 59, 370, 237 and 197.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following bills for General File: House Bills Nos. 287, 258, 289, 185, 218. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Printing, to whom was referred Senate Bill No. 185, today reported same as correctly printed.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, have been read three several times and concurred in, title agreed to, are herewith returned: House Bills Nos. 332, 249, 399 and 433.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times and concurred in, are herewith returned. Titles agreed to:

House Bills Nos. 408, 412, 415, 407, 413, 406, 250, 349, 405, 337, 396, 410, 409, 124, 190, 342.

Respectfully,  
NATHAN GODFREL, Secretary of the Senate."

### THIRD READING OF SENATE BILLS.

Senate Bill No. 34, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Corr, Corwin, Crismas, Day, Doner, Eliel, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wells, Mr. Speaker.—81.

Noes: Macdonald of Flathead, Smith of Lewis and Clark, Wilde.—3.

Absent and not voting: Burnett, Collins, Dwyer, Easton, Healey, Hogan, Johnson, Mansur, Schanck, Taylor, Willis.—11.

Excused: None.

Title agreed to and bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 137, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Willis, Mr. Speaker.—91.

Noes: Fousek, Rainey, Rasmussen, Wilde.—4.

Absent and not voting: None.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 115, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—92.

Noes: Rasmussen.—1.

Absent and not voting: Johnson, Rixon.—2.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 89, having been read three several times, was killed by the following vote:

Ayes: Baxter, Bechtel, Buckley, Burns, Cariher, Cavitt, Collins, Fousek, Gallagher, Gladden, Harmon, Hawks, Hedrick, Henry, Higgins, Hills, McCarthy, Mackel, Marsh, Mason, Minnick, Moore, Morris, Page, Phillips, Rainey, Rasmus-



son, Sales, Schanck, Schmidt, Sedgwick, Smith of Lewis and Clark, Sullivan, Wilde.—34.

Noes: Anderson, Baldwin, Bent, Bompert, Booth, Carpenter, Coburn, Corr, Crismas, Dwyer, Easton, Einsel, Fishbaugh, Foltz, Franklin, Graybeal, Guinn, Hall, Harper, Hayes, Healey, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Moe, Nutting, Ostle, Parker, Prosser, Rixon, Rundle, Sanderson, Searles, Shott, Shrump, Smith of Missoula, Stone, Vidal, Wallin, Wells, Willis, Mr. Speaker.—49.

Absent and not voting: Burnett, Choiniere, Corwin, Day, Doner, Eliel, Flanigan, Hogan, Lord, Mansur, Scott, Taylor.—12.

Excused: None.

Bill returned to the Senate.

The hour of eleven o'clock A. M. having arrived, Macdonald called for the Special Order of the Day, the report of the Committee on Fairs and Expositions on Senate Bill No. 135.

On motion of Macdonald, the Minority Report which provided that the bill be reported without recommendation, was adopted.

On motion of Macdonald Senate Bill No. 135 was recommended for non-concurrence.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 262, 318, 264, 240, 284, 271, 394, 315, 309, 101, 391, 353, 6, 330, 324, 129, 334, 388, 193, 395, 320 and 291, beg leave to report same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 309, 315, 394, 271, 284, 240, 264, 318, 262, 353, 291, 101 and 6, and thereupon proceeded to sign same in open session.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 120, having been read three several times, was killed by the following vote:

Ayes: Bechtel, Burnett, Cavitt, Coburn, Eliel, Franklin, Gladden, Graybeal, Harmon, Henry, Higgins, Hills, Hogan, Lord, Lusk, McCarthy, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moore, Page, Phillips, Rainey, Rundle, Schmidt, Smith of Missoula, Sullivan, Wells, Wilde, Willis, Mr. Speaker.—32.

Noes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burns, Cariher, Carpenter, Collins, Corr, Corwin, Crismas, Day, Doner, Dwyer, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Gallagher, Guinn, Hall, Harper, Hayes, Hawks, Healey, Johnson, Jorgenson, Kiley, Lemmon, Mansur, Moe, Morris, Nutting, Ostle, Parker, Prosser, Rasmussen, Rixon, Sales, Sanderson, Schanck, Scott, Searles, Shott, Shrump, Smith of Lewis and Clark, Stone, Wallin, McMahon.—53.

Absent and not voting: Choiniere, Foltz, Hedrick, Hogan, Kelly, McDonald of Teton, McNally, Sedgwick, Taylor, Vidal.—10.

Excused: None.

Bill returned to the Senate.

Senate Bill No. 131, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wells, Wilde, Mr. Speaker.—89.

Noes: Bechtel, Healey, Higgins, Smith of Missoula, Wallin, Willis.—6.

Absent and not voting: None.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 129, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Bechtel, Bent, Bompert, Booth, Burnett, Carpenter, Cariher, Cavitt, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Guinn, Hayes, Hawks, Johnson, Kiley, Lemmon, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Moe, Moore, Ostle, Prosser, Rainey, Searles, Shott, Smith of Lewis and Clark, Sullivan, Vidal, Wells, Wilde, Mr. Speaker.—48.

Noes: Baldwin, Baxter, Buckley, Burns, Coburn, Collins, Eliel, Fousek, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Healey, Hedrick, Henry, Higgins, Hills, Jorgenson, Kelly, Lord, McDonald of Teton, Minnick, Morris, Nutting, Page, Parker, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Missoula, Stone, Wallin, Willis.—43.

Absent and not voting: Corwin, Hogan, Phillips, Taylor.—4.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 116, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—93.

Noes: Nutting, Page.—2.

Absent and not voting: None.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 175, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burns, Carpenter, Cariher, Coburn, Choiniere, Collins, Corr, Crismas, Day, Dwyer, Doner, Easton, Flanigan, Foltz, Fousek, Franklin, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Healey, Higgins, Hills, Jorgenson, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—72.

Noes: Bechtel, Buckley, Cavitt, Fishbaugh, Gallagher, Guinn, Hawks, Hedrick, Henry, Mackel, Mansur, Page, Shrump, Willis.—14.

Absent and not voting: Burnett, Corwin, Einsel, Eliel, Hogan, Johnson, Kelly, Marsh, Taylor.—9.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Bill No. 124, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula.

Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—90.

Noes: Crismas, Ostle, Parker, Rasmussen, Shrump.—5.

Absent and not voting: None.

Excused: None.

Title agreed to and bill returned to the Senate.

Senate Joint Memorial No. 10, having been read three several times was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—94.

Noes: Shrump.—1.

Absent and not voting: None.

Excused: None.

Title agreed to and Memorial returned to the Senate.

### REPORTS OF STANDING COMMITTEES.

Johnson from the Committee on Corporations other than Municipal, reported as follows:

"Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration Senate Bill No. 177, introduced by Burlingame, being a bill for an Act entitled, 'An Act permitting stockholders of co-operative associations to vote by mail, and providing for the declaring of dividends and distribution of net earnings and extending the provisions of this Act to co-operate associations heretofore incorporated,' beg leave to report back to the House with the recommendation that the bill be concurred in."

On motion of Johnson the report was adopted as read, and the bill referred to the Steering Committee.

Macdonald of Flathead moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders. Motion carried.

### GENERAL ORDERS.

Nutting in the Chair.

House resumed.

Mr. Speaker in the Chair.

Nutting from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom were referred the following bills, having had same under consideration, beg leave to report them back to the House with the following recommendations: Senate Bill No. 182, be concurred in. Senate Bill No. 58, be not concurred in. Senate Bill No. 11, be not concurred in.

On motion of Nutting the report was adopted.

Mr. Speaker reverted to Order of Business.

### INTRODUCTION OF BILLS.

The following Bills were introduced:

Senate Bill No. 185, by Abbott: A Bill for an Act entitled, 'An Act fixing the salary and providing for expenses of the Adjutant General of the State of Montana.'

Senate Bill No. 185 read first and second time at length and referred to the Committee on Appropriations.

On motion of Johnson the House recessed at 12:25 o'clock P. M. until 2 o'clock P. M.

## AFTERNOON SESSION.

House resumed at 2 o'clock P. M.

Mr. Speaker in the Chair.

O'Shea and Morris from the Joint Conference Committee appointed to confer on Senate Amendments to House Bill No. 96, reported as follows:

"Mr. Speaker: We, your conference committee appointed to meet with a like committee from the Senate, to consider the Senate amendments to House Bill No. 96, introduced by Day, being a Bill for an Act entitled: "An Act regulating the business of Banking, providing for the creation and regulation of Banking Corporations, creating the Department of Banking and prescribing the duties and fixing the salaries of its officers and employes, and repealing Title II, Part IV of Division I of the Civil Code of Montana, entitled 'Banks and Banking Corporations,' being the provisions of Sections 3909 to 4015, both numbers inclusive, Revised Codes of Montana, 1907, and all Acts amendatory thereof," having had same under consideration, beg to report as follows:

That the Senate recede from amendment to Section 2 of line 18:

That the Senate recede from amendment to Section 3 of line 21.

That the Senate recede from amendment to Section 3 of line 22, for the reason that the matter covered thereby was treated by an amendment adopted in the House which did not appear on the engrossed or printed Bill, but which should appear in the enrolled Bill.

That the amendment submitted by the Senate to Section 6 in striking out all of subdivision 7 of said Section, be concurred in.

That the amendment submitted by the Senate on re-numbered subdivision 7 of Section 6, line 66 be concurred in.

That the Senate recede from amendment to Section 8 of line 94; also from the amendment to Section 8 on line 96; also, from amendment to Section 8, subdivision 5, line 114; also from amendment to Section 8, line 134; also from amendment to Section 8 on lines 135 and 136; also from amendment to Section 8 on line 152.

That the Senate recede from all amendments to Section 10;

Also from amendment to Section 12, line 199;

Also from amendment to Section 12, line 200.

That the amendment submitted to Section 12, line 204 be concurred in;

Also, that the amendment to Section 12, line 208 be concurred in.

That the Senate recede from the amendments submitted to Section 14, line 226, also to Section 14, line 228, also to Section 14, line 229.

That the amendment to Section 25, line 440 be concurred in; also, the amendment submitted to Section 26, line 2 be concurred in.

That the Senate recede from amendment submitted to Section 31, lines 480-481; also, Section 32, line 488; also, Section 32, line 490.

That the amendment submitted to Section 33, line 493 be corrected as follows:

By striking out "or" after the word "purchase," and inserting the word "or" before the word "underwrite," retaining the word "underwrite," and striking out the words "or guaranty."

That the Senate recede from amendment submitted to Section 34, lines 504-505; also, Section 36, line 527; also, Section 40, line 544; also, Section 42, line 557; also, Section 46, line 591, as the correction intended to be made thereby was already on the engrossed Bill.

That the Senate recede from the amendment submitted to Section 50 on line 626; also to amendment to Section 60, and that said Section 60 be amended by adding thereto on line 738 of the printed Bill after the word "capacity," the following:

"But the Court shall appoint some suitable person for receiver, who shall first be nominated by the Superintendent of Banks, and whose compensation shall in no case exceed \$500.00 per month."

That the Senate recede from its amendment to Section 61, and that said Section 61 be amended by striking out all of lines 745-746 and 747 of the printed Bill.

That the Senate recede from its amendment, whereby it inserted Section 61a.



That amendment submitted by the Senate to Section 64, line 797 be concurred in; also, amendment submitted to Section 64, line 807 be concurred in; also, that the amendment submitted to Section 67, line 828 be concurred in.

And as hereinabove amended, that the said Bill do pass. On motion of Morris the report was adopted as read.

Senate Amendment to House Bill No. 96, having been read three several times was concurred in by the Following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—93.

Noes: None.

Absent and not voting: Baldwin, Taylor—2. Excused: None.

At request of Johnson, Mr. Speaker reverted to Order of Business.

### MOTIONS AND RESOLUTIONS.

Johnson moved that the vote by which Senate Bill No. 89, by Stevens, was not concurred in be reconsidered and that the said Bill be referred to the calendar for third reading, and that the roll be called thereon; also that the Senate be requested to return Senate Bill No. 89 for the completion of the history thereof. Motion prevailed.

Lord submitted the following Resolution:

"Resolved, That the House of Representatives, the Senate concurring, request the Joint Steering Committee to place House Bill No. 366 on the General File of the Senate." On motion of Lord the resolution was adopted as read.

On motion of Macdonald of Flathead, the chairman of the Joint Steering Committee was requested to call a meeting of the Joint Steering Committee for the purpose of considering the placing of House Bill No. 366 on the General File in the Senate.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 89, having been read three several times was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Beehtel, Bent, Bompert, Booth, Burnett, Burns, Cariher, Cavitt, Coburn, Collins, Corwin, Crismas, Dwyer, Doner, Eliel, Easton, Einsel, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Harmon, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Ostle, Page, Phillips, Rainey, Rasmussen, Sales, Sanderson, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wells, Wilde, Mr. Speaker—71.

Noes: Buckley, Corr, Fousek, Guinn, Harper, Jorgensen, McDonald of Teton, Moore, Parker, Shrump, Wallin, Willis—12.

Absent and not voting: Carpenter, Choiniere, Day, Fishbaugh, Hall, Hayes, Nutting, Prosser, Rixon, Rundle, Schanck, Taylor—12. Excused: None.

Title agreed to and Bill returned to the Senate.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 313, 368, 247, 245, and 261, beg leave to report the same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 395, 388, 193, 324, 139, 334, 320, 399, 330, 261, 313, 347, and 368, and thereupon proceeded to sign the same in open session.

## COMMUNICATIONS FROM THE GOVERNOR.

The following messages were received from the Governor:

"Executive Office, Helena, Montana, March 4, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills: No. 296, "An Act pertaining to the license fees of Insurance Corporations."

No. 297, "An Act providing for the assessment of insurance companies."

No. 431, "An Act relating to the registration of motor vehicles."

S. V. STEWART, Governor."

"Executive Office, Helena, Montana, March 3, 1915.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House Bills:

No. 11, "An Act to repeal Chapter 112, of the Session Laws of 1911 as amended by Chapter 133 of the Session Laws of 1913, relating to the creation, organization and classification of new counties."

No. 237, "An Act to amend Section 1 of Chapter 109 of the Montana Session Laws of 1913 relating to authorizing the Board of County Commissioners in each County to appropriate money out of the general fund of the County Treasury for the purpose of paying part salary and expenses of a County Agricultural Instructor."

No. 238, "An Act to prohibit the making, reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, providing penalties for the breach of the same, and repealing Chapter 92 of the Laws of the Eleventh Session of the Legislative Assembly of Montana."

No. 243, "An Act to appropriate money for the purchase of anti-hog cholera serum, to be purchased by the Experimental Station of Montana Agricultural College for the purpose of distribution to any persons so desiring to purchase the same in the State of Montana for the protection of the hog industry in the State of Montana, and directing how same be handled."

No. 280, "An Act to amend Section 6 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly, such Act entitled as follows: 'An Act to create and establish a Standard Sized Apple Box for the State of Montana: providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this Act'."

No. 370, "An Act providing that any private corporation now organized and existing or which may hereafter be organized under the laws of Montana, may classify its directors in respect to the time for which they shall severally hold office, and amending Sections 3830 and 3834 of the Revised Codes of Montana of 1907."

S. V. STEWART, Governor."

## COMMUNICATIONS FROM THE SENATE.

The following messages were received and considered:

"Senate Chamber, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills Nos. 218 and 287, having been read three several times and concurred in as amended, title agreed to, are herewith transmitted to the House for concurrence in Senate Amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate Amendments to House Bill No. 218, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carlier, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon,

McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: Rundle—1.

Absent and not voting: None. Excused: None.

Senate Amendments to House Bill No. 287, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—91.

Noes: Baxter, Smith of Missoula—2.

Absent and not voting: Bent, Taylor—2.

Excused: None.

“Senate Chamber, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred the following House Bills, today reported said Bills with the following recommendations:

House Bill No. 287, be concurred in. House Bill No. 258, be concurred in. House Bill No. 218, be concurred in. Senate Bill No. 185, do pass. House Bill No. 289, be concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following resolution was today introduced into the Senate:

“By reason of many Bills remaining to be acted upon this body, and the limited time in which this body can remain in session,

Be It Resolved: That arguments and talks upon measures before this body shall be limited to five minutes and a member be not privileged to talk more than twice upon one measures.” Resolution adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President today signed the following House Bills in open session: House Bills Nos. 101, 353, 6, 291, 309, 315, 264, 318, 262, 240, 284, 271, 394.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom were referred the following Bills, today reported same back with the following recommendations: House Bill No. 272, be indefinitely postponed. House Bill No. 414, be concurred in. House Bill No. 417, be concurred in. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Judiciary Committee to whom was referred House Bill No. 252, today reported back with the recommendation that same be concurred in with the fol-

lowing amendment: 'In subdivision 1 of Section 8, in the sixth line thereof, after the word "two" insert the word "hundred." Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 168, having been read first and second time and referred to the Committee on Judiciary, which Committee recommended that Bill be concurred in. Report adopted. Bill referred to Steering Committee, which Committee reported placing it on General File. Committee of the Whole recommended that Bill be not concurred in. Report adopted. Bill herewith returned to House.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment, at the hour of 3:50 P. M. this day, transmitted to his Excellency, the Governor, the enrolled copy of Senate Bill No. 156, and received therefor the dated receipt of his private Secretary.

Also at the hour of 3:50 P. M. this day, transmitted to His Excellency the Governor, the enrolled copies of Senate Bills Nos. 134, 108, 103 and 62, and received therefor, the dated receipt of his private secretary.

Also, the Committee on Enrollment to whom was referred Senate Bills Nos. 129 and 131, today reported that the same had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Governor today approved the following Senate Bills: Nos. 62, 103, 108, and 134.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 185, having been read three several times and passed, title agreed to, is herewith transmitted for your concurrence.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 258, having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 289, having been read first and second time and referred to Committee on Elections and Privileges, which Committee recommended that bill be concurred in as amended. Report adopted. Bill referred to Steering Committee. Committee of the Whole recommended that bill be not concurred in. Report adopted. Bill herewith returned to the House.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, and carried, the Senate herewith requests the return of House Bill No. 51, for further consideration in Senate amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



On motion of Day the request was complied with.

"Senate Chamber, Helena, Montana, March 4, 1915.

House of Representatives—Mr. Spetker: I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times and concurred in, title agreed to, are herewith returned to the House: Nos. 181, 414, 400 and 417. Also that the following House Bills Nos. 252 and 416, having been read three several times and concurred in as amended, title agreed to, are herewith returned for concurrence in Senate amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate Amendments to House Bill No. 416 were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ost'e, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker.—95.

Noes: None.

Absent and not voting: None.

Excused: None.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 182, having been read three several times was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cavitt, Coburn, Choinier, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgenson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McNally, Macdona'd of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Mr. Speaker.—87.

Noes: Willis.—1.

Absent and not voting: Cariher, Foltz, Franklin, Hogan, McMahon, Moore, Sedgwick.—7.

Excused: None.

Title agreed to and bill returned to the Senate.

On motion of Johnson the House resolved itself into a Committee of the Whole for the consideration of General Orders.

### GENERAL ORDERS.

Mason in the Chair.

House resumed.

Mr. Speaker in the Chair.

Mason from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom were referred the following bills, having had the same under consideration, beg leave to report same back to the House with the following recommendations: Senate Bill No. 13, be concurred in. Senate Bill No. 104, be concurred in. Senate Bill No. 64, be concurred in. House Joint Memorial No. 10, do pass. Senate Bill No. 173, be not concurred in. Senate Bill No. 106, be concurred in. Senate Bill No. 65, be concurred in. Senate Bill No. 122, be not concurred in. Senate Bill No. 114, be concurred in as amended. Senate Bill No. 153, be concured in. Senate Bill No. 63, be concurred in as amended. Senate Bill No. 160, be concurred in as amended.

Senate Bill No. 111, be concurred in. Senate Bill No. 105, be concurred in. Senate Bill No. 123, be concurred in as amended. Senate Bill No. 184, be concurred in."

Mason moved the adoption of the report as read.

Morris moved as a substitute therefor that the Report on Senate Bill No. 173 be segregated from the report of the Committee of the Whole and be considered separately. Motion prevailed.

Mason's motion to adopt the report was carried.

Morris moved that the House concur in Senate Bill No. 173.

Motion Carried.

On motion of Bent, Mr. Speaker reverted to Order of Business.

#### REPORTS OF STANDING COMMITTEES.

Bent from the Committee on Public Morals reported as follows:

"Mr. Speaker: Your Committee on Public Morals, Charities and Reforms, to whom was referred a petition and letter from Thomas J. Riley, now an inmate of the State Prison at Deer Lodge, praying for relief along the lines of a pardon, beg leave to respectfully refer the same to the State Board of Pardons."

On motion of Bent, the report was adopted as read.

At the request of Cavitt, Mr. Speaker reverted to Order of Business.

#### RESOLUTIONS.

Cavitt offered the following Resolution:

Resolved, By the House of Representatives, the Senate concurring, that the Joint Steering Committee be requested to place House Bill No. 119 on General File in the Senate."

Resolution adopted.

Cavitt moved that the Chairman of the Joint Steering Committee be requested to call a meeting of said Committee for the purpose of taking action on House Bill No. 119, as indicated in the foregoing Resolution. Motion prevailed.

On motion of Johnson, the House recessed at 5:15 o'clock P. M. until 8:00 o'clock P. M.

#### NIGHT SESSION.

House resumed at 8:00 o'clock P. M.

Mr. Speaker in the Chair.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on March 4, 1915, at 11:35 A. M. House Bills Nos. 380, 101, 291, 353, 6, 262, 318, 264, 240, 284, 271, 394, 315 and 309, with duplicates for his approval."

Also having delivered to His Excellency, the Governor, on March 4, 1915, at 2:50 P. M. House Bills Nos. 334, 139, 324, 193, 388, 320, 391, 330, 261, 313, 347, 368, 245, with duplicates for his approval."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, on March 4th, 1915, at 10:40 o'clock P. M. House Bills Nos. 296, 297, 431, with duplicates, for his approval."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 408, 393, 399, 406, 250, 274, 413, 409, 367, 172, 242, 407, 181, 332, 432, 410, 433, 249, 247, 405, 414, 131, 336, 396, 356, 361, 349 and House Joint Resolution No. 5 and House Joint Memorials Nos. 7 and 8."

Mr. Speaker at this time announced that he was about to sign Senate Bills Nos. 116, 137, 124, 89, 182, 34, 175, 131, 129 and 115 and Senate Joint Resolution No. 10 and House Bills Nos. 349, 361, 356, 396, 336, 131, 414, 405, 247, 249, 433, 410, 432, 332, 181, 407, 242, 172, 367, 409, 413, 274, 408, 250, 406, 399, 393, House Joint Memorials Nos. 7 and 8 and House Joint Resolution No. 5.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: The Steering Committee hereby submits the following as list

of Bills for General Orders this day: Senate Bills Nos. 56, 161, 139 and House Bill No. 266."

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate that on motion the Secretary of the Senate was authorized to correct Engrossed House copy of House Bill No. 252, by inserting the word 'Hundred' to conform with the original House Bill and strike out in the History of the Bill in the Senate as amended wherever it appears.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills Nos. 196 and 272 were referred to the Committee on Counties, Towns and Municipal Corporations and the Committee on Public Lands, respectively, which Committees reported back that House Bill No. 196 be not concurred in and House Bill No. 272 be indefinitely postponed. Reports adopted and Bills returned to the House.

On motion, vote on report of Committee on Public Lands reconsidered and Bill recalled from House. Bill referred to Committee on Finance and Claims and Committee recommended that Bill be indefinitely postponed. Report adopted. Bill herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 416, today reported said Bill with the recommendation that it be concurred in with the following amendments:

Amend Section 1 by inserting the name of R. B. Thompson at the end of the Section. 'R. B. Thompson.....\$12.00.' Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 196, today reported same back with the recommendation that it be not concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom were referred the following Bills, reported them back with the following recommendations: Reports adopted:

House Bill No. 181, be concurred in. House Bill No. 168, be indefinitely postponed. House Bill No. 400, be concurred in. House Bill No. 414, be concurred in. House Bill No. 252, be concurred in. House Bill No. 417, be concurred in. House Bill No. 415, be concurred in.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee appointed in compliance with Senate Joint Resolution No. 7, which had for its purpose the investigation into the affairs of the retail Lumber Dealers of the State and the ascertaining thereby of whether the members of that association have any agreement relative to the control of the retail prices of lumber and selling territory in this State, and whether excessive prices are now being charged thereby, by said Retail Lumber Dealers, today submitted the following report:

'That said Joint Committee met on the night of February 16, 1915, at which meeting appeared the following:

Mr. Culton, summoned to appear before that Committee at the request of Mr. Sam Teagarden:

Mr. H. N. Taylor of Billings, Montana, summoned to appear before that Committee at the request of Mr. Sam Teagarden:

Mr. W. F. Jallison of Kalispell, Montana, summoned to appear before that Committee at the request of Mr. Sam Teagarden:

Mr. Morley, sitting member of the Railway Commissioners of the State, who appeared at the request of Mr. Sam Teagarden:

Mr. Lord of Richland County, who appeared at the request of Mr. Sam Teagarden, and Mr. Sam Teagarden, himself.

There appeared on behalf of the Retail Lumber Dealers the following gentlemen:

Senator J. E. Lane, representing nineteen (19) retail lumber yards in this State:

Mr. Brown of Miles City, Montana, representing twenty-seven (27) retail lumber yards in this State:

Mr. Hewitt of Billings, Montana, a consumer of lumber and not a seller:

Mr. Sweinhart of Missoula, Montana, representing seven (7) retail lumber yards in this State:

Mr. J. M. Flint of Bozeman, Montana, representing six (6) retail lumber yards in this State:

Mr. Nicholson, representing the Great Northern Railroad Company.

The Committee desires to state that all witnesses were summoned that they had been requested to summon.

From the testimony given by the witnesses who appeared upon the stand, including Mr. Sam Teagarden himself, no direct or substantiating testimony was given that would tend in the slightest degree to prove that there was a conspiracy on the part of the Retail Lumber Dealers of the State for the purpose of controlling retail prices and fixing the selling territory.

It was shown by the predominating testimony that the retail lumber business of the State had fallen off during the past year practically 33 1-3%.

It was shown by the predominating testimony submitted that the overhead charges of operating expenses averaging from the minimum of about 15% of one Company to as high as a maximum of 24%, were nearly as high with the falling off of business of the 33 1-3%, as they were when business had its full volume:

It was shown by the predominating testimony submitted that the greater part of the lumber used up to a point where the differential in freight rates made it impossible to use Montana lumber, and that the only lumber used from Coast points was in the eastern part of Montana, where the State freight rates nearly equal or exceed the freight rates from the Coast points:

It was shown that the retail lumber dealers were compelled to carry heavy and large accounts beyond the liquidation period by reason of the financial inability of the farmers to liquidate their accounts at the proper time:

It was shown that the average price of common lumber charged for by the retail lumber dealers throughout the State was not excessive, in view of the decreased volume of business and their operating expenses.

Your Committee submits this report and asks for its discharge.

(Signed) ABBOTT, Chairman.  
STEVENS,  
ASBRIDGE,  
WELLS,  
ANDERSON,  
PARKER.'

Report adopted.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

### THIRD READING OF SENATE BILLS.

Senate Bill No. 104, having been read three several times, was concurred in by the following vote:



Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: None. Absent and not voting: None. Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 13, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: None. Absent and not voting: None. Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 64, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—93.

Noes: Healey—1.

Absent and not voting: None.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 106, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Minnick, Moe, Moore, Morris, Ostle, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Willis, Mr. Speaker—82.

Noes: Eliel, Higgins, Mansur, Marsh, Mason, Nutting, Page, Smith of Missoula, Wallin, Wells, Wilde—11.

Absent and not voting: Bompert—1.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 65, having been read three several times, was concurred in by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Coburn, Collins, Corr, Crismas, Dwyer, Doner, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kiley, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wells, Willis—75.

Noes: Anderson, Einsel, Eliel, Guinn, Hall, Kelly, Mansur, Nutting, Ostle, Rundle, Wallin, Wilde, Mr. Speaker—13.

Absent and not voting: Cavitt, Choiniere, Corwin, Harmon, Lemmon, Scott—6.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 153, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Willis, Mr. Speaker—93.

Noes: Wilde—1.

Absent and not voting: None.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 111, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—91.

Noes: Baxter—1.

Absent and not voting: Franklin, McCarthy—2.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 105, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Booth, Buckley, Burns, Cariher, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Johnson, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen,

Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wells, Willis—79.

Noes: Bent, Burnett, Carpenter, Einsel, Guinn, Hogan, Kelly, Mansur, Marsh, Rainey, Wallin, Wilde, Mr. Speaker—13.

Absent and not voting: Cavitt, Fousek—2.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 114, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Willis, Mr. Speaker—89.

Noes: Crismas, Einsel, Mansur, Rainey, Wilde—5.

Absent and not voting: None.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 63, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hogan, Johnson, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wells, Willis, Mr. Speaker—88.

Noes: Hills, Jorgensen, Nutting, Rainey, Wallin, Wilde—6.

Absent and not voting: None.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 160, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hayes, Hawks, Healey, Hedrick, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Moe, Moore, Morris, Nutting, Ostle, Page, Prosser, Rasmussen, Rixon, Sales, Sanderson, Schmidt, Scott, Sedgwick, Shott, Stone, Sullivan, Vidal, Mr. Speaker—70.

Noes: Easton, Einsel, Hall, Harper, Higgins, Hills, Lord, Lusk, Mansur, Minnick, Parker, Phillips, Rainey, Rundle, Schanck, Searles, Shrump, Smith of Lewis and Clark, Smith of Missoula, Wallin, Wilde, Willis—22.

Absent and not voting: Harmon, Wells—2.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 123, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Ostle, Page, Parker, Phillips, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shrump, Smith of Missoula, Stone, Sullivan, Vidal, Wallin, Wilde, Willis, Mr. Speaker—82.

Noes: Burns, Graybeal, Guinn, Johnson, McCarthy, Mansur, Nutting, Prosser, Rainey, Shott, Smith of Lewis and Clark, Wells—12.

Absent and not voting: None.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 184, having been read three several times, was concurred in by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Hedrick, Henry, Hogan, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Willis, Mr. Speaker—85.

Noes: Anderson, Healey, Higgins, Hills, Johnson, Jorgensen, Mansur, Smith of Missoula, Wilde—9.

Absent and not voting: None.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 173, having been read three several times, was concurred in by the following vote:

Ayes: Baldwin, Baxter, Bompart, Booth, Carpenter, Cariher, Cavitt, Collins, Corr, Crismas, Day, Dwyer, Doner, Eliel, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Gallagher, Gladden, Hall, Hawks, Hedrick, Henry, Higgins, Hills, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mason, Minnick, Moe, Moore, Morris, Nutting, Page, Parker, Phillips, Prosser, Rasmussen, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Vidal, Wallin, Wells, Mr. Speaker—62.

Noes: Anderson, Bechtel, Bent, Buckley, Burnett, Burns, Coburn, Corwin, Einsel, Guinn, Harper, Hayes, Healey, Hogan, McCarthy, Mackel, Mansur, Ostle, Rainey, Rixon, Rundle, Shrump, Sullivan, Wilde, Willis—25.

Absent and not voting: Choiniere, Franklin, Graybeal, Harmon, Johnson, Marsh, Scott—7.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

### THIRD READING OF HOUSE BILLS.

House Joint Memorial No. 10, having been read three several times, was passed by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson,



Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—94.

Noes: None. Absent and not voting: None. Excused: Taylor—1.

Title agreed to and Memorial transmitted to the Senate for concurrence.

#### MOTIONS.

Lusk moved a reconsideration of the action of the House on Senate Bill No. 11 and that the Bill be placed on the General File for reconsideration. Motion carried.

#### REPORTS OF STANDING COMMITTEES.

Doner from the Committee on Engrossment reported as follows:

"Mr. Speaker: Your Committee on Engrossment, to whom were referred House Bills Nos. 131, 416, 287 and 218 and House Joint Memorial No. 10, respectfully beg leave to report the same back to the House as correctly engrossed."

On motion of Higgins, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

McMahon in the Chair.

House resumed.

Mr. Speaker in the Chair.

McMahon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred the General File, beg leave to report that they have arisen for the consideration of Messages from the Senate, and respectfully ask leave to sit again."

On motion of McMahon, the report was adopted as read.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Conference Committee, with a like Committee from the House today recommended that the Senate concur in the House Amendments to Senate Bill No. 12. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom were referred Senate Bills Nos. 137, 124, 116 and 115, today reported that the same had been correctly enrolled. Report adopted.

Also Senate Bills Nos. 175 and 34 and Senate Joint Resolution No. 10, today reported that the same had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following House Bills for General File: House Bills Nos. 181, 168, 400, 414, 252, 417, 416.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President today signed in open session the following House Bills: House Bills Nos. 431, 299, 296, 380.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment, to whom were referred Senate Bills Nos. 89 and 182, today reported that the same have been correctly enrolled.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: As per request of the House, the Senate is herewith returning Senate Bill No. 11 for your further consideration.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate have appointed a Joint Conference Committee to act with a like Committee of the House to confer on House Amendments to Senate Bill No. 114. The president appointed the following: Senators O'Shea, Burla and Taylor.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Mr. Speaker appointed a committee, consisting of Anderson, Hayes and Eliel, to confer with a committee of like number from the Senate, on House Amendments to Senate Bill No. 114, in accordance with the foregoing request from the Senate.

On motion of Day, the Senate Amendments to House Bill No. 434, as set forth in the Senate report, were not concurred in and Mr. Speaker appointed a committee, consisting of Day, Dwyer and McDonald of Teton, to confer with a like committee from the Senate on the amendments to said Bill.

On motion of Day, the several amendments to House Bill No. 312, as set forth in the Senate report, were not concurred in and Mr. Speaker appointed a committee consisting of Day, Dwyer and McDonald of Teton, to confer with a like committee from the Senate on the Senate amendments to said Bill.

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 411, today recommended that same be concurred in with the following amendments:

Amend title of House Bill No. 411 by adding after the word 'Riley' the following: 'and to pay the claims of Louis P. Donovan and Carl J. Christian.'

Also amend Section 1 by adding after the word 'diseased' the following: 'and the sum of Five Hundred (\$500.00) Dollars to pay for the services of Louis P. Donovan, as Attorney in said case, and the sum of Five Hundred (\$500.00) Dollars to pay for the services of Carl J. Christian in said case.'

Also amend Section 2 by changing the word 'warrant' to 'warrants' and by adding after the word 'Riley' the following 'and Louis P. Donovan and Carl J. Christian' and by changing the word 'amount' to 'amounts.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

#### REPORTS OF STANDING COMMITTEES.

Wells from the Steering Committee reported as follows:

"Mr. Speaker: Your Steering Committee beg leave to report that they have placed the following Senate Bills upon General Orders for the consideration of the House on March 4th, 1915. Senate Bills Nos. 11 and 177."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor on March 4th, 1915, at 10:00 o'clock P. M. House Bills Nos. 408, 393, 399, 406, 250, 413, 409, 274, 367, 172, 242, 407, 181, 332, 432, 410, 433, 249, 247, 405, 414, 131, 336, 396, 336, 361, 349, House Joint Memorials Nos. 7 and 8 and House Joint Resolution No. 5, with duplicates for his approval."

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 342, 417, 412, 400, 337, 124, 415, 190 and 416, beg leave to report same back as correctly enrolled."

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 415, 416, 337, 400, 417, 412 and 342 and thereupon proceeded to sign the same in open session.

Mansur moved a reconsideration of the action of the House on Senate Bill No. 120.

Macdonald of Flathead, supported by more than fifteen members, ordered a Call of the House.

The Clerk thereupon proceeded to call the roll and the following members were found to be absent: Burnett, Burns, Choiniere, Flanigan, Fousek, Harmon, McCarthy and Phillips.

On motion of Macdonald of Flathead, further proceedings under the call of the House were suspended.

On motion of Johnson, Mansur's motion for reconsideration of Senate Bill No. 120, was laid on the table.

Anderson from the Conference Committee, appointed to consider House Amendments to Senate Bill No. 114, reported as follows:

"Mr. Speaker: We, your Conference Committee, appointed with a like committee from the Senate, to consider the amendments to Senate Bill No. 114, introduced by O'Shea, entitled, 'An Act to amend Section 3 of Chapter 84 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, and fixing the fees to be paid by incorporated cities and towns and by School Districts of the first and second class into the fund known in the law as the "State Examiners' Fund",' having had the same under consideration respectfully report as follows:

That the House recede from its amendment submitted to line 4 of the Bill.

That the House recede from its amendment, inserting after the word 'amounts' in line 5 the following: 'upon receiving a written request signed by the proper authorities of such cities and towns, that the books and accounts of such cities and towns be examined as now provided by law for the examination of books and accounts of state and county officers, to-wit:'

That the House amendments in line 3 of the printed Bill be concurred in.

That the House amendment inserting the following between lines 10 and 11 of the printed Bill be concurred in: to-wit:

"The State Examiner shall examine the books and accounts of the School Districts of the first and second class upon receiving a request signed by a majority of the Board of Trustees for such district; said school districts upon making a request for such examination shall pay into the State Examiners' Fund the following amounts:'"

On motion of Anderson, the report was adopted as read.

On motion of Sales, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

McMahon in the Chair.

House resumed.

Mr. Speaker in the Chair.

McMahon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom were referred the following Bills, having had the same under consideration, beg leave to report them back to the House with the following recommendations: Senate Bill No. 50, be not concurred in. Senate Bill No. 161, be concurred in. Senate Bill No. 139, be concurred in. Senate Amendments to House Bill No. 266, be not concurred in. Senate Bill No. 11, be concurred in as amended. Senate Bill No. 177, be concurred in." On motion of McMahon, the report was adopted as read.

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 190, 124 and 258 and thereupon proceeded to sign the same in open session.

On motion of Eliel, the Sergeant at Arms was instructed to dismiss the pages

from further attendance, and a vote of thanks was offered to the young gentlemen for their continued courtesies throughout the session.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Steering Committee today reported the following Bills for General File: House Bills Nos. 434, 411 and 312. Reports adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Railway and Transportation, to whom was referred House Joint Memorial No. 10, today reported that same be concurred in. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate tonight concurred in House Amendments to Senate Bills Nos. 63 and 160.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole concurred in House Bills Nos. 434 and 411, also in House Joint Memorial No. 10.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded, the Senate concurred in House amendments to Senate Bill No. 123.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 8:45 P. M. this day, the following Senate Bills were transmitted to His Excellency, the Governor, the enrolled copy of same and the dated receipts therefor received of his private secretary: Senate Bills Nos. 45, 129, 131, 137, 124, 116, 115, 89, 182, 34, 175 and Senate Joint Resolution No. 10. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session Senate Bills numbered 12, 13, 63, 64, 65, 104, 105, 106, 111, 153 and House Bills numbered 190, 124, 258 and 337.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate on motion, duly seconded and carried, appointed a Committee composed of Senators Gallwey, Edwards and Byrnes, to act with a like Committee from the House on Senate Amendments to House Bills Nos. 312 and 434.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."



"Senate Chambers, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole today reported that House Bill No. 312 be concurred in with the following amendments:

Amend by adding after line 417 the following:

'Section 3. The several officers, state boards and bureaus of the State of Montana are hereby prohibited from incurring any indebtedness or expense in an amount which will be in excess of the amount herein appropriated for each of the several departments.' That Section 3 be numbered Section 4.

Amend Section 1 by inserting in lines 148 and 149 'expenses' enforcing the Pure Food Law, including payment of Special Food Inspector with traveling expenses, Five Thousand Dollars.'

Amend Section 2 by striking out in line 406 of the Bill as amended by the House the words 'Twelve Hundred Dollars' and inserting in lieu thereof the words 'Forty-five Hundred Dollars.'

Amend by striking out in line 199 the amendment by the House the words 'Twelve Hundred Dollars' and inserting in lieu thereof the words 'Forty-five Hundred Dollars.'

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

At this time, Morris, in a speech overflowing with good will and appreciation, presented Mr. Speaker with a diamond scarf pin, and the Speaker acknowledged the same by a few remarks most complimentary to the Fourteenth Legislative Assembly.

At this time, Mr. Speaker announced that he was about to sign Senate Bills Nos. 12, 13, 63, 64, 65, 104, 105, 106, 111 and 153 and thereupon proceeded to sign the same in open session.

### THIRD READING OF SENATE BILLS.

Senate Bill No. 11, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burns, Cariher, Cavitt, Coburn, Choiniere, Collins, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Franklin, Gallagher, Gladden, Graybeal, Hall, Harmon, Hawks, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McMahon, McNally, Macdonald of Flathead, Marsh, Mason, Moe, Moore, Morris, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Wallin, Wells, Willis, Mr. Speaker—73.

Noes: Bechtel, Buckley, Corr, Guinn, Harper, Hayes, Healey, Mackel, Mansur, Stone, Wallin—11.

Absent and not voting: Burnett, Carpenter, Fousek, McDonald of Teton, Minnick, Nutting, Phillips, Sales, Vidal, Wilde—10.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate for concurrence in House amendments.

Senate Bill No. 177, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Hayes, Hawks, Hedrick, Henry, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rasmussen, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Sullivan, Vidal, Wells, Wilde, Willis, Mr. Speaker—83.

Noes: Harper, Healey, Higgins, Moore, Rainey, Rixon, Smith of Lewis and Clark, Smith of Missoula, Stone, Wallin—10.

Absent and not voting: Hills—1.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 161, having been read three several times was concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Booth, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crismas, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Sales, Sanderson, Schanck, Schmidt, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Willis—86.

Noes: Bechtel, Buckley, Rixon, Scott, Wilde—5.

Absent and not voting: Burnett, Rundle, Mr. Speaker—3.

Excused: Taylor—1.

Title agreed to and Bill returned to the Senate.

Senate Bill No. 139, having been read three several times, was not concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bent, Bompert, Cavitt, Collins, Crismas, Day, Dwyer, Doner, Easton, Graybeal, Guinn, Hawks, Kelly, Kiley, Lemmon, Lusk, McMahon, McNally, Macdonald of Flathead, Mansur, Marsh, Mason, Moe, Morris, Nutting, Page, Parker, Phillips, Prosser, Rainey, Rasmussen, Sales, Searles, Shott, Sullivan, Vidal, Wells, Wilde, Mr. Speaker—42.

Noes: Bechtel, Booth, Buckley, Burns, Cariher, Carpenter, Coburn, Corr, Corwin, Einsel, Eliel, Fishbaugh, Gallagher, Gladden, Hall, Harper, Hayes, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Lord, McDonald of Teton, Mackel, Minnick, Moore, Ostle, Rixon, Rundle, Sanderson, Schanck, Schmidt, Scott, Sedgwick, Shrump, Smith of Missoula, Stone, Wallin, Willis, Smith of Lewis and Clark—44.

Absent and not voting: Burnett, Choiniere, Flanigan, Foltz, Fousek, Franklin, Harmon, McCarthy, Taylor—9. Excused: None.

Bill returned to the Senate.

#### REPORTS OF STANDING COMMITTEES.

Day from the Committee on Appropriations reported as follows:

"Mr. Speaker: We, your Committee on Appropriations having had under consideration Senate Bill No. 185 being an Act entitled: 'An Act fixing the salary and providing for expenses of the Adjutant General of the State of Montana, report the Bill back to the House with the recommendation that it be concurred in.'"

On motion of McNally the report was adopted as read, and the Bill referred to the Steering Committee.

Choiniere from the Committee on Enrollment, reported as follows:

"Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bills Nos. 96, 252 and 287, beg leave to report same back as correctly enrolled."

#### COMMUNICATIONS FROM THE SENATE.

The following messages were received and considered:

"Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President today signed the following House Bills in open session:

House Bills Nos. 408, 393, 406, 250, 413, 409, 274, 367, 172, 242, 407, 181, 232, 432, 410, 433, 249, 247, 405, 414, 131, 336, 396, 356, 361, 349, House Joint Memorial Nos. 7 and 8, and House Joint Resolution No. 5.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times, and concurred in as amended, are herewith returned for concurrence in Senate amendments: House Bills Nos. 411 and 434.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 10, praying the Federal Government to construct a Roadway from east to west through Glacier National Park, having been read three several times and concurred in, is herewith returned.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 11:55 o'clock P. M., this day, the enrolled copies of Senate Bills Nos. 12, 13, 63, 64, 65, 104, 105, 106, 111, and 153, were transmitted to His Excellency, the Governor, and the dated receipt therefor received from his private secretary.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session the following Senate Bills: Senate Bills Nos. 123, 173, 160 and 184.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom were referred Senate Bills Nos. 123, 160, 173 and 184, today reported that the same had been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate has concurred in House Amendments to Senate Bill No. 11, by vote of 31 ayes, 2 noes, absent and not voting, 8.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills to whom was referred Senate Bills Nos. 12, 13, 63, 64, 65, 104, 105, 111 and 153, 106, today reported that the same had been correctly enrolled.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session Bills Nos. 161, 114, 177 and 11; and House Bills Nos. 252, 287, 218 and 96.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the resolution adopted by the House as follows:

Resolved that the House of Representatives, the Senate concurring, request the Joint Steering Committee to place House Bill No. 366 on the General File of the Senate was read, roll call asked for and lost by a vote of 13 ayes and 14 noes.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chamber, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session House Bills numbered 252, 287, 218 and 96.

Respectfully,  
NATHAN GODFREY, Secretary of the Senate."

#### REPORT OF CONFERENCE COMMITTEE.

Day, Dwyer and McDonald of Teton, reported as follows:

"Helena, Montana, March 4th, 1915.

Mr. Speaker: We, your Conference Committee having had under consideration House Bill No. 434, introduced by the Appropriations Committee, being a Bill for an Act entitled: 'An Act Appropriating Money for the Maintenance and Betterment of the several State Institutions of Montana, for two years commencing March 1st, 1915, and ending February 28th, 1917,' beg leave to make the following report:

In line 12 of the printed Bill we recommend that the Senate recede from the amendment.

In lines 14 and 15 of the printed Bill we recommend that the words "Two Hundred Thirty-seven Thousand Five Hundred Dollars," be stricken out and the words "Two Hundred Twelve Thousand Five Hundred Dollars," be inserted in lieu thereof.

In line 16 of the printed Bill we recommend that the words "One Hundred Thousand Dollars" be stricken out and the words "Ninety-five Thousand Dollars" be inserted in lieu thereof.

In line 19 of the printed Bill we recommend that the Senate recede from this amendment.

In lines 21 and 22 of the printed Bill we recommend that the House concur in the Senate amendment, which is as follows:

"Amend lines 21 and 22 of the printed Bill by striking out the words "Eighty-two Thousand One Hundred and Fifty Dollars," and inserting in lieu thereof the words "Ninety Thousand Dollars."

In line 56 of the printed Bill we recommend that the Senate recede from its amendment.

In lines 58 and 59 of the printed Bill we recommend that the words "Two Hundred Thirty-seven Thousand Five Hundred Dollars" be stricken out and the words "Two Hundred Twelve Thousand Five Hundred Dollars" be inserted in lieu thereof.

In line 60 of the printed Bill we recommend that the words "One Hundred Thousand Dollars" be stricken out and the words "Ninety-five Thousand Dollars" be inserted in lieu thereof.

In line 63 of the printed Bill we recommend that the Senate recede from its amendment.

Respectfully submitted,

E. C. DAY,

J. V. DWYER,

C. S. McDONALD."

On motion of Day, the report was adopted as read.

On motion of Day, the Senate Amendments to House Bill No. 434, as corrected by the Joint Conference, were adopted by the following vote:

Senate Amendments to House Bill No. 434, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bent, Bompert, Booth, Buckley, Burnett, Burns, Carpenter, Carher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Crisman, Day, Dwyer, Doner, Eliel, Easton, Einsel, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gallagher, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Healey, Hedrick, Henry, Higgins, Hills, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Macdonald of Flathead, Macke, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Phillips, Prosser, Rainey,



Rasmussen, Rixon, Rundle, Sales, Sanderson, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Shrump, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—95.

Noes: None. Absent and not voting: None. Excused: None.

Speaker pro tem in the Chair.

Day from the Committee appointed to conduct an investigation on the State Offices, Bureaus, Boards and Departments, reported as follows:

"Mr. Speaker and Gentlemen of the House of Representatives Fourteenth Legislative Assembly:

We, your Committee appointed by resolution of this House passed January 18th, 1915, to act with a like committee from the Senate to conduct an investigation of all of the departments of State, beg leave to present the following report:

On January 19, 1915, the Chairman of your House Committee, shortly before 10 o'clock in the morning called upon Senator Dwight, Chairman of the Senate Committee, advised him of our appointment and readiness to meet and begin work, and tendered him the use of the rooms set apart for the House Committee on Appropriations and suggested the hour of 10 o'clock in the morning of each day as a suitable time for meeting. He received the suggestion and advised your Chairman that he (Senator Dwight) would notify us of the time and place of meeting of the Committee. Later in the day Senator Dwight discussed informally with the Chairman of your Committee the advisability of employing attorneys to make the investigation, and stated that the Senate members were prepared to name an attorney, and that the House members, if they so desired might also select one, the two attorneys to make the investigation and report. This proposition was declined.

On February 4th the House members were officially advised that a meeting of the Joint Committee would be held on February 5th at 10 o'clock a. m. in a Senate Committee Room. All of the House members attended, but none of the Senate members appeared except Senator Dwight. He then proposed that the Committee hire an accountant to make the investigation and stated that the Senate members had at their disposal a man who could do the work and would do it at a reasonable price. Upon being requested to name the accountant, he named Mr. Percy L. Witmer, City Clerk of Helena, who filled the office of Clerk to the State Board of Examiners, when a majority of this Board were Republicans. Your Committee pointed out definitely that the resolution contemplated an investigation by the Joint Committee, and not by hired accountants. But he still insisted upon his proposition. We then withdrew and delivered to him the following communication:

February 5th, 1915.

Senator Dwight, Chairman Joint Investigating Committee.

Dear Sir: Replying to the suggested program by the Senate Members of the Joint Investigating Committee on this date, the House Members beg leave to state their position.

Both the House and the Senate, by their votes have declared their desire to have a non-partisan investigation made of the several Departments and Officers of the Executive Department of the State Government. To hire partisans to make for this Committee investigations or examinations is in our opinion against the spirit of the resolution. We offer to meet with you in Joint Session, and to permit the Committee to call before it any person or persons requested by any member of the Committee, and to permit such person or persons to be examined to any extent, upon any question affecting the Executive Department, or any of its Bureaus, the examination to be open to the public, and in the presence of such members of the Committee as may desire to attend. We further offer to sit at any time, and for such length of time as the Senate Members may decide, and to unite with the Senate Members in the employment of a stenographer or stenographers to take and report testimony of witnesses offered.

Respectively. E. C. DAY, Chairman.

To which later in the day we received the following communication:

February 5, 1915.

Hon. E. C. Day, Hon. C. F. Morris, Hon. A. D. Macdonald:

Gentlemen: I beg to acknowledge your communication of even date in

regard to the employment of assistants for our Joint Investigating Committee. Have carefully noted your attitude in regard to the employment of any assistants other than stenographers and in reply will say that in our desire to accomplish what we believe to be good for the people of our State, we are willing to concede the point to you and will proceed with the Joint Investigation along the lines as outlined by the House Members of this Committee.

While we do not believe that it will be possible to make a thorough and careful investigation without assistants in the way of special examiners and accountants, still we believe that this matter is of sufficient public concern to warrant us in going ahead even under the adverse conditions which you impose.

We have therefore concluded to continue this investigation and will meet in Room Seven, in the Capitol Building on Monday, February Seventh, 10 a. m.

Yours very truly,

REUBEN DWIGHT, Chairman.'

Accordingly the members of your Committee again repaired to the place of meeting at the time fixed, and after some considerable delay, Senator Edwards appeared and later Senator Dwight. No explanation was offered as to the absence of the other member of the Senate Committee. Senator Edwards announced that they were ready, and asked whom the House Members desired to call. Your Chairman stated that inasmuch as the Committee had been appointed upon the initiative of the Senate, and upon its representation as to the need of the investigation, the Senate members should assume the burden of calling witnesses to substantiate their charges, the House Members reserving the right to cross-examine witnesses, and to call others in rebuttal. This the Senate members declined to accede to. Whereupon the Chairman of the House Committee moved that in view of the fact that no witnesses were present, the Committee adjourn to meet at the call of the Chairman, Senator Dwight. No such meeting has been called so far as the members of the House Committee are informed, and no joint session has been held, and no investigation conducted pursuant to the terms of the Resolution under which the members of your Committee were appointed.

Under these circumstances, it would ordinarily be appropriate for your Committee to ask to be discharged without further comment. But, in violation of the usual parliamentary procedure, the Senate members of the Joint Committee, on February 14th, 1915, presented to the Senate a report, which is so grossly inaccurate, both with reference to the proceedings of the Joint Committee and the facts set forth as the result of the pretended investigation, that your Committee feels that they would be showing an utter lack of appreciation of the honor conferred upon them by this House in selecting them to represent it, and would be approving by their silence in the promulgation of false representations regarding the State Administration, did they not lay before this House some further comment upon this curious document. The report of the Senate Committee divides itself into three parts. First, reflections upon the action of the members of your Committee, which to quote the Senate report, "determined that there must be merit in the necessity of a probe of state officers and departments;" Second, a curious collection and compilation of figures, which they say (again we quote) "disclose the extravagance of the present administration," and, third, the recommendations based upon these figures. In addition to stating that your Committee "evinced an inclination and desire to thwart every endeavor made respecting such proposed investigation," and later "clearly evinced a disinclination to in any manner aid or assist in the probe of State affairs," the Senate Committee also makes the following remarkable statement:

"Although the purpose of the Joint Committee has been heralded in the press of this state and is a matter of daily discussion at the State Capitol and in the City of Helena, no officer or employe of the State has come forward to offer aid or assistance to the committee or to justify the necessity of any particular office or the necessity of the continuance thereof, or of the expense incident thereto, save and except J. M. Kennedy, the Secretary of the Bureau of Publicity."

Touching the conduct of the members of your Committee, in addition to pleading ignorance of how to EVINCE A DISINCLINATION, we call your attention to the fact that we attended in a body every meeting which the Committee held, and at all times declared our readiness to proceed. If such action on our part evinced a disinclination to engage in the work of the Committee what shall be said of the conduct of the members of the Senate Committee who

did not attend at all? With reference to the statement that no officer or employe, save one, attended with bared breast to submit to the dread ordeal, we need only call attention to the message of the Governor, read to the Senate on January 18, and to the further fact that the Governor personally, as we are advised, told Senator Dwight that all of the officers stood ready to give all of the information within their possession. These officers were all here within this building, and within easy reach. In the face of these facts we submit that the members of your Committee were fully justified in refusing to aid in spending the State's money in hiring the former Attorney General to investigate his successor, or to pay a former Clerk to the Board of Equalization to tell how he did things. Either of these gentlemen could have been called as a witness, and the members of your Committee anticipated with a great deal of pleasure revelations which were denied, when the Senate members learned that the cross-examiner and the public reporter would find willing hands.

The statement that the figures submitted disclose the "extravagance of the present administration," is equally without foundation. The figures are those found in the printed reports and are taken at random and set forth without reference to the purposes for which they were compiled. As they stand in the report they mean nothing, even assuming them to be true. The report states that the clerk compiling them has been paid for his services out of the private funds of the members of the Senate Committee. A page, with a keen pair of shears, would have done as a pastime a more satisfactory job. Tedious and needless would be the task of refuting in detail the misstatements. Denial in detail should not be required when it is disclosed that the report exaggerates the annual expenditure for the maintenance of the State Government by over \$2,000,000. The totals as given by the Senate Committee, besides including several hundred thousand dollars of transfers and investments which represent no receipt or payment of cash, include the receipts and disbursements of various trust funds which the State handles as agent or trustee under laws over which the State Administration has no control. Such instance, as the Land Grant Funds, which are held inviolate for the institutions for which the land grants were made. So too, the Stock Bounty Fund, Stock Inspection and Detection Fund, Stock Indemnity Fund, and Sheep Inspection and Indemnity Fund are trust funds collected from the livestock interests of the State, and expended for the protection of the livestock industry by Boards composed largely of the persons paying the tax. The State Estray Fund is collected by the State as agent and trustee for the owners of the stock sold as estrays. The actual expenses of the State are shown only by the issuance of warrants by the State Auditor. These warrants are only issued upon specific appropriations by the State Legislature, and as to the advisability of such appropriations the Legislature must share equally with the Executive in responsibility as to the question of extravagance or otherwise.

#### "GIVING THE CORRECT FIGURES."

The following figures are carried in the Dwight report and labeled, "A comparison of Receipt and Disbursements for the years 1911 to 1914, inclusive."

	Received	Paid Out
1911 .....	\$3,404,609.56	\$3,049,682.92
1912 .....	4,046,691.22	3,568,131.27
1913 .....	4,562,920.44	4,924,812.44
1914 .....	5,550,909.70	5,207,011.99

Not only do these totals include numerous transfers, but they also include all of the trust funds administered by the State. The receipts and disbursements from the permanent land grant funds during these years (these funds not being available for general state expenses but being used exclusively for school and similar purposes) were as follows:

	Received	Paid Out
1911 .....	\$ 514,497.47	\$ 470,963.50
1912 .....	1,049,094.84	646,260.68
1913 .....	1,629,056.34	2,027,844.56
1914 .....	1,961,517.92	1,868,642.58



Subtracting the amounts above shown from the totals carried in the Dwight report, will give the following figures as the net income and expenses of the State Government:

	Received	Paid Out
1911 .....	\$2,831,548.86	\$2,520,153.19
1912 .....	2,929,951.80	2,854,226.01
1913 .....	2,813,061.56	2,776,165.34
1914 .....	3,446,074.47	3,195,052.10

Even these figures, however, are not entirely fair as showing a comparison of the receipts and expenditures of the State Government.

#### WHAT THE STATE GOVERNMENT COSTS.

With the exception of three departments which are supported by separate funds, all of the expenses of the State Government are paid from the General Fund. The following shows the comparative receipts and disbursements from the General Fund for the years 1911 to 1914, inclusive:

	Received	Paid Out
1911 .....	\$1,399,950.80	\$1,384,221.36
1912 .....	1,448,248.42	1,486,107.78
1913 .....	1,551,221.17	1,562,223.19
1914 .....	1,711,494.71	1,689,127.37

#### STATE CAPITOL MAINTENANCE FUND.

An excellent example of the unreliability and unfairness of the figures submitted by Senator Dwight and his colleagues is found in the statement concerning the Capitol Building Maintenance Fund. All Montana knows that in the year 1915 the State Capitol is more than twice as large as the building that was maintained out of the appropriation for 1911 and 1912; the addition of the wings doubled the size of the building; naturally, it doubled the cost for light, fuel, water and equipment that is constantly requiring replacement. The appropriation for the maintenance of the old building for two years was \$50,000, and it required all of that money to keep the building in proper condition. The appropriation for the new building, doubled in size, was only increased \$2,000, making a total of \$52,000. Every thinking person must realize the necessity for a larger appropriation for the maintenance of the larger building. Two years ago there was submitted to the Legislature a deficiency appropriation of \$8,000 for the Capitol Building Maintenance Fund. This year the deficiency appropriation submitted by the Board of Examiners amounts to only \$13,000. In point of plain fact, the State Board of Examiners is carrying the present immense Capitol Building on a much more economical basis than the old building was maintained for. When the building was doubled in size, there was only an increase of three janitors to care for the added floor space. An additional engineer was required when the new building was put in service. Every one knows that a building of that magnitude necessarily has to undergo constant repairs and upkeep. The records show that several hundred dollars have been expended out of the appropriation in this work of maintaining the new part of the Capitol Building.

#### STATE HIGHWAY COMMISSION.

The statements submitted regarding the expenditures made by the general unfairness and unreliability made in reference to most of the other Departments of the State Government. The partisan report misrepresents the actual facts to the extent of \$1,198.84. It charges the expenditure of that much more money than was actually expended, as shown by the State Treasurer's books. There is absolutely no excuse in this instance for this misrepresentation. It was impossible for the so-called investigators to have innocently made this mistake. The figures are not involved, the bookkeeping is not complicated, and the real situation could have been arrived at by any school child in Helena.

The truth is:

Amount appropriated by the Legislature.....	\$5,000.00
Amount expended by the Highway Commission.....	2,466.33
Balance turned back to the General Fund.....	2,533.67



The statement submitted by the partisan committee misrepresents the expenditures in the following amount:

Expenditures according to Committee Report.....	\$3,664.17
Expenditures according to State Treasurer's Report.....	2,466.33
A misrepresentation of.....	1,198.84

Without going into detail concerning the efficiency of the value of the work performed by the Highway Commission, we desire to record this statement: That a saving of more than \$60,000.00 was effected to the tax payers of Montana during the life of the present State Highway Commission, as the result of the Commissioner's actions in securing a reduction of from three to four cents per pound upon approximately two million pounds of steel products purchased by the tax payers of Montana, for the construction of culverts and bridges in this State.

Further, in addition to paying out of the receipts the expenses incident to the conduct of the work of the commission, a sufficient saving was made to purchase eight spans of first class draft horses, harness and equipment, that are now employed in highway work for the State.

Fifteen thousand copies of road maps for the use of the various counties of Montana, were prepared and published by the Commission. The best detail map of Montana that has ever been prepared has been completed by the Highway Commission, and is now being published. This map is absolutely indispensable in the present growing condition of Montana. It is the most pretentious, complete and serviceable publication of the kind ever undertaken by any authority in Montana.

#### THE TAX COMMISSIONER.

The utter unreliability and the gross unfairness of the report under discussion, finds convincing expression in the item relating to the Tax Commissioner's expenditures. The partisan report submitted states that the expenditure for the Tax Commissioner's office, salary not included, was \$6,208.67. This is utterly false. The statement is not warranted by any set of figures on file in any office in the State House. Had the truth been sought, it could have been easily obtained by the so-called investigators.

The cold facts are: The Tax Commissioner's office expended \$4,811.03 for the period quoted, and the Republican report submitted by the gentlemen, misrepresents the facts to the extent of \$1,397.67, and there is left unexpended at the present time to the credit of the Tax Commissioner's Department \$2,989.63.

#### THE GAME AND FISH FUND.

The Game and Fish Department is not only self-supporting, but in addition, it provides revenue which is used in the propagation of fish and game, especially for the re-stocking of streams with fish fry. The expenses of this department are exclusively borne by the men of Montana who enjoy hunting and fishing. During the year 1913 a total of \$73,597.88 was collected in licenses, permits, fines and confiscation. The receipts for 1914 which have been tabulated only up to November 30th, show \$62,869.40. Out of this revenue the salary of the Game Warden and twenty-two salaried deputies, together with an office force, is paid. In addition to this, the Fish and Game Fund has been drawn upon to build and maintain two fish hatcheries, and also to maintain a fish car, which, during the past year distributed a total of 14,534,755 fish fry, with the result that Montana is rapidly becoming the Nation's greatest resort for fishermen.

#### THE STATE ENGINEER.

A plain mis-statement of \$1,348.41 is made with reference to the expenditure of the State Engineer's office and Carey Land Act Board. The following shows the expenditures of this department for each of the past four years:

1911 .....	\$ 6,046.04
1912 .....	6,406.79
1913 .....	7,805.45
1914 .....	10,337.99

During 1911 there were no active operations.

During 1912 activity in Carey Act Project construction began and with the years 1913 and 1914, over \$2,000,000.00 of construction was completed on the Valier Carey Project alone, and the State Engineer was responsible to the Carey

Board for its efficiency and safety, and necessarily had to supervise it. This means contingencies in expense. Take one example. In the spring of 1914, slides occurred on the rock fill dam in the Birch Creek canyon on the Valier project which was under construction. This is a \$420,000.00 structure and the highest dam of this type in this country. The plans had to be changed. The State Engineer refused to approve any plan for completion until a most thorough investigation was made as to the requirements to make it safe. If this dam failed, a wall of water 147 feet high would be released, jeopardizing not only the water supply of the Carey settlers, but the lives and property of the people living in the Birch Creek Valley below.

Such things, taken with the supervision for the state of over \$2,000,000.00 worth of construction work, requires more expense than ordinary office routine, and the State Engineer has taken every precaution for safety. He has also enlarged on his work of securing records of the water resources of the State during 1913 and 1914, in addition to his regular work. During the past year and a half, he has assembled at the Capitol, all water filings and decrees since the first filing was made over fifty years ago, making approximately 49,000 filings and decrees on nearly 11,000 streams. This information is compiled according to streams, so that information regarding the filings on any stream can be had by referring to the files in his office, regardless of the county, or how many changes in county boundaries there have been made. It is truly a state record for public information.

Inquiries are already being made by people who have lost their papers, and others who do not know or cannot find the records, and in each case, the State Engineer has been able to give them the information sought, and to refer them to the county record giving book and page of the original record. The value of this work to the people is already proven. This also costs money to accomplish, but it is for public efficiency and should be enlarged upon still further for the information of the people, and as a foundation for the conservation for the people of Montana's water resources.

#### PUBLIC PRINTING.

Comment has been made on the increased cost of public printing. As a matter of fact the total increase in the State's printing for the years 1913 and 1914 over the years 1911 and 1912 amounted to \$28,869.56. A number of factors entered into this. The state printing is let by contract by the State Board of Examiners. This Board invited the printers of Montana to bid upon this work for the two year period. Bids were received, were subdivided into various classes, and in each instance, the Board let the contract to the lowest bidder, part of the work going to the State Publishing Company of Helena, and the remainder to the Independent Publishing Company—these two firms submitting the lowest bids on the classes of work awarded to them.

In the discussion of this subject it should be borne in mind that the election printing ordered by the State in 1911 and 1912 amounted to \$5,739.50, while the election printing ordered for 1913 and 1914 amounted to \$17,508.17—an increase of \$11,768.67, or over 33½% of the total increase in the State's printing bill. This increase as is known by everybody in the State, was occasioned by the enforcement of the primary election law, the corrupt practice act and the initiative and referendum provisions of the constitution.

Among other items of increased expense in the State's printing bill is one for \$753.90, for printing necessary in the operation of the motor vehicle law, a law which returned to the state a total of \$20,907.42 income in excess of the total expense of that department.

The public service commission, which began operations in the year 1913 and which found it necessary to secure a complete new set of blanks and office supplies, occasioned a printing bill of \$2,114.98.

The Superintendent of Public Instruction, who was required to reprint the recently codified school laws to the end that school trustees and other school officers might inform themselves of the provisions of the law covering their offices, occasioned a printing bill of \$5,144.08.

Other items on the printing bill are as easy of explanation, and were contracted clearly in the interests of public service.

The following statement shows the increase of the cost of printing for 1913 and 1914 over 1911 and 1912:

Election printing, initiative and referendum, etc.....	\$11,768.67
Automobile Bureau .....	753.90
Public Service Commission .....	2,114.98
Tax Commission .....	547.78
Grain Inspector .....	371.97
Weights and Measures.....	992.61
Superintendent of Public Instruction.....	5,144.08
Board of Health.....	2,618.07
Agriculture, Labor and Industry.....	1,536.27
Game and Fish Commission.....	747.64
Dairy Commissioner .....	407.00
Bank Examiner .....	1,866.59

#### DEFICIENCY CLAIMS.

The statement is made in the Dwight document that a total of \$188,493.17 has been submitted to the present session of the Legislature as deficiency claims. These figures are inaccurate. The total deficiency claims submitted to the Legislature by the State Board of Examiners amount to but \$175,442.05. Of these deficiency claims, a total of \$85,000.00 is for the State Penitentiary, and \$40,000.00 is for the State Asylum for the Insane. These deficiencies were unavoidable by reason of the increased growth of these institutions, and also by reason of the necessity for the construction of additional buildings. New buildings and improvements at the Penitentiary were made at a cost of \$36,000.00, while improvements at the Insane Asylum amounted to \$68,007.70. It will thus be seen that the total deficiency asked for the Insane Asylum is \$28,007.70, less than the value of the permanent improvements constructed at that institution during the last biennial period.

#### AGRICULTURE AND PUBLICITY.

It is gratifying to learn from the report submitted by Senator Dwight and his colleagues that at least one department of the State Government was found to be conducted in an efficient and satisfactory manner. The Department of Agriculture and Publicity is credited with doing well a big and valuable work. That is about the only entirely frank and honest statement contained in the entire document. Yet the Department of Agriculture and Publicity, relatively, is rendering no more efficient service than are many of the other departments of the State Government. They are all doing good work.

#### EXPENDITURES MUST INCREASE.

With the rapid increase in the wealth and population of Montana, must inevitably come increased public expenditures. Two and four years ago the appropriations for the incidental expenses of the Legislature amounted to \$10,000.00. This year the Legislature appropriated \$15,000.00 for the same purpose—an increase of fifty per cent. The Legislature is larger, naturally its expenditures for stamps, supplies and incidental expenses are larger. It will cost several thousand dollars more to pay the expenses of the Fourteenth Legislative Assembly than any previous Legislature ever required. Will Senator Dwight return to his constituents and tell them that the Governor or the State officers were responsible for those expenditures?

#### THE RAILROAD COMMISSION.

Referring to the item relating to the cost and expense of the Railroad Commission, the statement submitted in the partisan report under discussion, admits a material decrease in the year 1914 over the cost in 1912, notwithstanding that the undisputed records of the Railroad Commissioners' office show an increase of more than one hundred per cent in the work of the Commission in 1915 over 1912. The Commission is doing more efficient work; doing it much more eco-



nomically, and doing more than twice as much as it did three years ago. That is the record. And that should be a sufficient answer.

#### THE ELECTORS DID NOT DEMAND IT.

In connection with the recent creation of new and additional offices, your Committee desires to call attention to the fact that these departments were created by the Thirteenth Legislative Assembly in redemption of platform pledges which had been made by the Democratic party, and which had been approved by the people at the general election of 1912. It was the belief of the Democratic party that the activities of the state government should be increased to the end that Montana might be enabled to render to its citizens the same efficient service which other state governments provide. Despite the fact that there is unquestionably some difference of opinion as to the wisdom of the creation of some of these departments, there is nothing to indicate that the people of the State of Montana have changed their minds or that they occupy a different position now than they did in 1912. Your Committee knows of no member of this Legislature who was elected to this body upon a frank, specific pledge to labor for the abolition of any existing department of the state government; it does know that a number of legislative candidates who made such pledges failed to secure nomination or election.

#### STATE LAND OFFICE.

A mis-statement of facts, aggregating \$12,170.44, is made in the item of one year's cost and expense of the State Land office, a mistake which could not have been made, had any effort whatever been devoted towards ascertaining the actual cost and expense of this department of the state government.

The Dwight report charges that the cost and expense of the State Land Office from December 1, 1912 to November 30, 1913, was \$65,435.54. Of this total, \$12,174.44 is covered by the item of refunds made to purchasers and lessees of state land, to whom the actual acreage delivered was less than the actual acreage shown by the old government surveys. In other words, the State Land Office yearly collects from purchasers and lessees of state lands money in excess of which it is entitled, and as promptly returns these monies to the citizens who have purchased or leased state lands. That such an item should be charged as an administrative expense is too preposterous to justify serious consideration.

In addition to this mis-statement, the sum of \$11,827.87 was, in the same year, charged against the administrative expense of the State Land Office, when, as a matter of fact, this money was expended in the classification and transfer or 191,000 acres of forest lands lying in sections 16 and 36 in townships in national forests, to the end that the State's forest holdings might be placed in a compact body, this exchange having had previous legislative authorization.

As a matter of fact, the cost of administering the State Land Office from December 1, 1912 to November 30, 1913, excluding refunds and excluding money expended in the forestry exchange, amounted to \$41,437.03. In the year from December 1, 1913, to November 30, 1914, this expense was \$46,478.75. During the same year the moneys received from interest and leases, which become the income expended for the support of the common schools of the state, increased from \$345,404.50 for the year ending November 30, 1912, to \$419,096.00 for the year November 30, 1913, and to \$632,000.00 for the year ending November 30, 1914. In other words, the per capita sum derived from this source and distributed to the school districts of the State amounted to \$4.00 for the year ending November 4, 1912; \$4.50 for the year ending November 30, 1913 and \$5.00 for the year ending November 30, 1914. The increased expense for the year ending November 30, 1914, over the year ending November 30, 1913, amounting to about \$5,000.00 was solely due to field work, the State Land Department selecting 142,353 acres of a minimum value of \$1,423,530.00 for the public land grants of this State.

#### STATE BOARD OF EXAMINERS.

An annual appropriation of \$5,000.00 has been made for the contingent expense of the State Board of Examiners. This appropriation embraced the sum of \$10,000.00 for the years 1911 and 1912, and \$10,000.00 for the years 1913 and



1914, and is purely an emergency account, the funds of which are designed to be used as may be deemed best by the Board in meeting expenses not otherwise provided for. Transfers are made from this account to the credit of any account that needs assistance to prevent a deficiency which otherwise would unavoidably occur. For instance, the Legislature made an appropriation of \$1,500.00 for the year 1911, and \$1,500.00 for the year 1912, under the title, 'State Board of Examiners' Traveling Expenses.' This appropriation was overlooked for the years 1913 and 1914, when the traveling expenses were partly met from the contingent account. A portion of this account, amounting to \$1,186.40, during the past biennial period was expended for wrappers and postage incidental to the carrying out of the measures submitted under the initiative and referendum clauses of the Constitution. In other words, this contingency account is merely an emergency fund designed to meet unusual and unprovided for expenses, and the expenditures from this account have been handled in the same conservative, economical way as has marked the operation of other branches of the State Government.

If the figures contained in the report are so unreliable as to form no basis for the contention that they support the charge of extravagance and mismanagement, it would be difficult to characterize the recommendations of the Senate Committee. Instead of specifying any particulars in which extravagance could be lessened or efficiency increased, we find that the recommendations are of the most insignificant and inconsequential character. The first recommendation is as follows:

'In conclusion your Committee hereby recommend the abolishment of the present tax commission, the authority of which can only be duplicated in the same authority granted by law to the clerk of the Board of Equalization, and a completion of the formation of this department will add 123 employes to the present pay-roll.'

Every one who is familiar with the legislation knows that the 123 deputies referred to by the Senate Committee are the persons who were to be appointed county appraisers. The Executive Department has not attempted to put this appraisal plan into operation, and no one has come forward to propose its continuance. All seem to agree upon the repeal of this feature of the tax commission law, although it might in fairness be submitted that a correct appraisalment of the property of the State is the foundation of all tax legislation. The abolition of the office of tax commissoiner, about which so much has been said, results in the net saving to the state of \$6,900.00 per year.

The second recommendation is as follows:

'The abolishment of the present system in the employment of Deputy Sealers of Weights and Measures.'

Putting into effect this recommendation would not be a saving to the State because these deputies are paid by the counties. To carry this recommendation into effect would be to reduce the efficiency of the work of the Department, and play into the hands of short-weight merchants and others who have felt the strong hand of this Department restraining them in their efforts to mulct the public. So apparent has been the effort of the short-weight merchants to weaken the Department, that this Legislature has declined to answer to their appeals.

The third recommendation is as follows:

'The placing of the management of the Tuberculosis hospital under the direct charge of the officials of the hospital for the Insane.'

How the carrying into effect of this recommendation could decrease the expenditure of the State Government, or add to the efficiency of the management, is not disclosed by anything contained in the Senate report. All who are interested in the care of the unfortunate, whether insane or tuberculosis, are united in the opinion that to effect this combination would be the refinement of cruelty.

The fourth recommendation is the abolishment of the Parole Commissioner.

Just why the Senate Committee is so impressed with destroying the usefulness of reformatory legislation is not apparent. The work performed by the Parole Commissioner is purely humanitarian. It is his duty to assist persons who have submitted to the full penalty of the law, and been released from prison, to again become useful, self-sustaining and law-abiding members of society. The appropriations for his department the coming year amount to \$4,300.00. He

has had under his supervision 175 persons during the past two years, and according to his printed report has secured permanent jobs for 150 of these. If he had been enabled to successfully restore to a position of usefulness only one-tenth of this number, he would have saved the state many times the amount of his expenditures, to say nothing of the work done from a humanitarian standpoint.

The fifth recommendation is a reduction in the force of the Deputy Game Wardens.

This department is self-supporting, and is maintained by a license upon those engaged in the pastime of fishing and hunting. In what manner the expenditures in this department can be charged up against the state administration under the complaint of extravagance is not explained by anything contained in the report.

The sixth recommendation is that the four present existing departments now maintained for the protection of the livestock industry be combined into one effective organization on an economical basis. These departments are all supervised by Boards composed of persons engaged in the particular kind of business over which that department exercises supervision. They were created at the request of the stock growers, and are supported largely by a levy upon the stock industry. No complaints have been presented from those engaged in the industry, and not a fact is set forth in the Senate Committee's report justifying any recommendation with reference to this department whatsoever. If the Senate Committee had within its possession any information touching the management of these departments, it was clearly its duty to present such facts in the open before the Committee that they might be subject to examination by those interested in these industries.

The seventh recommendation recites as follows:

'We find under the present system of management three departments of state, each maintaining one Civil Engineer.'

It is the opinion of your committee that two may safely be dispensed with.

Again, no facts are cited in support of this statement. The fact that the Senate Committee had of the actual conditions in the departments with which they charge extravagance and inefficiency. The duties of the State Engineer, the State Highway Commissioner and the Engineer of the Public Service Commission are so unrelated to each other from the very nature of the departments that the mere suggestion that these duties could be performed by one and the same man, forces the conclusion that the Senate Committee spoke without reference to actual conditions. So unrelated is the work performed by these officers that the Senate Committee might with equal intelligence have recommended a Veterinary Surgeon for Superintendent of the State Tuberculosis Sanitarium, or the teacher of music at the University as Inspector of Weights and Measures.

In conclusion, your Committee regrets that the Senate Committee did not see fit to undertake to carry into effect the resolution providing for its creation, because we feel confident that the most careful investigation would have disclosed nothing of a serious character. The charge of extravagance against the State administration is one that is always made by the party out of power. Duplications of Bureaus and Departments are to be found in every state government. The public affairs are not administered along the lines of business affairs. It is no reflection upon either party to make such statement because all are equally guilty, if guilt there be in such condition of affairs. There can be no question but what a careful investigation by competent persons who have the time and ability, of the laws governing the Executive Departments of the State of Montana, would result in useful recommendations. But legislators have as few qualifications to recommend them for the task as any other class of persons who may be designated. A comparison of the levy of taxes for state purposes in Montana with those of neighboring states, clearly demonstrates that this State is suffering from no serious burden due to the expenses of the State Government.

Under the Constitution, the state tax levy of Montana cannot be in excess of  $2\frac{1}{2}$  mills, and the State Government has been run within this levy, notwithstanding the average valuation of property is less than 50%. Compared with this, the state tax levy of North Dakota is  $4\frac{1}{2}$  mills, of Washington 8.81 mills, of Wyoming 2.47 mills, of Arizona 4.95 mills, and in both of these latter states,

property is assessed at its full cash value. Idaho, with an assessment of property at practically its full cash value, had a  $2\frac{1}{2}$  mill state levy; Minnesota 3.03 mills levy and Oregon 2.8 mills.

In conclusion your Committee beg leave to submit these facts not as the report of a Committee which has investigated the Departments as directed by the Joint Resolution, but merely in reply to the report of the Senate Committee to the end that the people of the State might be advised as to the method pursued by the Senate Committee in preparing its report, and to show the uselessness of the recommendation proposed by it." On motion of Wells, the report was adopted as read.

Mr. Speaker in the Chair.

Mr. Speaker at this time announced that he was about to sign House Bills Nos. 252, 287, 218 and 96 and thereupon proceeded to sign the same in open session.

Senate Amendments to House Bill No. 411 were concurred in by the following vote:

Ayes: Anderson, Baxter, Bechtel, Bent, Bompart, Booth, Buckley, Burnett, Burns, Carpenter, Cariher, Cavitt, Coburn, Choiniere, Collins, Corr, Corwin, Day, Dwyer, Doner, Easton, Fishbaugh, Flanigan, Foltz, Fousek, Franklin, Gladden, Graybeal, Guinn, Hall, Harmon, Harper, Hayes, Hawks, Higgins, Hogan, Johnson, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, Macdonald of Flathead, Mackel, Mansur, Marsh, Mason, Minnick, Moe, Moore, Morris, Nutting, Ostle, Page, Parker, Prosser, Rainey, Rasmussen, Sales, Schanck, Schmidt, Scott, Searles, Sedgwick, Shott, Smith of Missoula, Smith of Lewis and Clark, Stone, Sullivan, Vidal, Wallin, Wells, Willis, Mr. Speaker—78.

Noes: Baldwin, Crismas, Einsel, Eliel, Gallagher, Healey, Henry, Hills, Rixon, Sanderson, Shrump, Wilde, McNally, Phillips—14.

Absent and not voting: Hedrick, Rundle, Taylor—3.

Excused: None.

On motion of Wells, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

#### GENERAL ORDERS.

McMahon in the Chair.

House resumed.

Mr. Speaker in the Chair.

McMahon from the Committee of the Whole reported as follows:

"Mr. Speaker: Your Committee of the Whole, to whom was referred Senate Bill No. 185, having had same under consideration, beg leave to report back to the House with the recommendation that it be not concurred in."

McMahon moved the adoption of the report.

Motion was lost by the following vote:

Ayes: Baldwin, Baxter, Bechtel, Buckley, Burns, Cariher, Coburn, Choiniere, Collins, Corwin, Easton, Healey, Hedrick, Henry, Higgins, Hills, Jorgensen, Mansur, Mason, Minnick, Ostle, Parker, Rasmussen, Rixon, Schmidt, Scott, Sedgwick, Smith of Lewis and Clark, Wallin, Willis—30.

Noes: Anderson, Bent, Bompart, Cavitt, Corr, Crismas, Day, Doner, Dwyer, Einsel, Fishbaugh, Gallagher, Gladden, Guinn, Hall, Harmon, Hayes, Hawks, Hogan, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Moe, Moore, Morris, Prosser, Rainey, Sales, Schanck, Searles, Smith of Missoula, Sullivan, Wells, Mr. Speaker—38.

Absent and not voting: Booth, Burnett, Carpenter, Eliel, Flanigan, Foltz, Fousek, Franklin, Graybeal, Harper, Johnson, Kelly, Macdonald of Flathead, Mackel, Marsh, Nutting, Page, Phillips, Rundle, Sanderson, Shott, Shrump, Stone, Taylor, Vidal, Wilde—26. Excused: None.

Dwyer moved that Senate Bill No. 185 be concurred in. Motion carried.

#### THIRD READING OF SENATE BILLS.

Senate Bill No. 185, having been read three several times, was concurred in by the following vote:

Ayes: Anderson, Bent, Bompert, Cavitt, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Eliel, Einsel, Gallagher, Gladden, Guinn, Hall, Harmon, Hayes, Hawks, Hogan, Jorgensen, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Morris, Prosser, Rainey, Sales, Schanck, Searles, Sullivan, Wells, Mr. Speaker—38.

Noes: Baldwin, Baxter, Bechtel, Buckley, Cariher, Coburn, Collins, Corwin, Fishbaugh, Healey, Hedrick, Henry, Higgins, Hills, Mansur, Mason, Ostle, Parker, Rasmussen, Rixon, Schmidt, Sedgwick, Smith of Lewis and Clark, Smith of Missoula, Wallin, Willis—26.

Absent and not voting: Booth, Burnett, Burns, Carpenter, Easton, Flanagan, Foltz, Fousek, Franklin, Graybeal, Harper, Johnson, Kelly, Macdonald of Flathead, Mackel, Marsh, Minnick, Moe, Moore, Nutting, Page, Phillips, Rundle, Sanderson, Scott, Shott, Shrump, Stone, Taylor, Vidal, Wilde—31. Excused: None.

Title agreed to and Bill returned to the Senate.

### MESSAGES FROM THE SENATE.

The following messages were received from the Senate.

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate adopted the Joint Conference Report on House Bill No. 312, by Committee on Appropriations, and Bill is herewith returned for concurrence in Senate Amendments.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

Speaker pro tem in the Chair.

Speaker pro tem at this time announced that he was about to sign Senate Bills Nos. 123, 184, 160, 173, 11, 177, 114 and 161 and thereupon proceeded to sign the same in open session.

Day from the Joint Conference Committee, to consider Senate Amendments to House Bill No. 312, reported as follows:

"Mr. Speaker: We, your Conference Committee, having had under consideration House Bill No. 312, introduced by Appropriations Committee, entitled 'An Act appropriating money for the maintenance of the executive and judicial departments of the State Government for two years, commencing March 1st, 1915 and ending February 28th, 1917,' beg leave to make the following report and recommend:

1. That the Senate recede from Senate Amendment No. 1.
2. That the House concur in Senate Amendment No. 2.
3. That the House concur in Senate Amendment No. 3.
4. That the House concur in Senate Amendment No. 4.
5. That the House concur in Senate Amendment No. 5.
6. That the House concur in Senate Amendment No. 6.
7. That the House concur in Senate Amendment No. 7.
8. That the House concur in Senate Amendment No. 8.
9. That the Senate recede from Senate Amendment No. 9.
10. That the Senate recede from Senate Amendment No. 10.
11. That the Senate recede from Senate Amendment No. 11.
12. That the House concur in Senate Amendment No. 12 by striking out the word 'two' and inserting in lieu thereof the word 'four' and amending the original Bill by striking out the words 'Thirty-six Hundred Dollars' and inserting in lieu thereof the words 'Seventy-two Hundred Dollars.'
13. That the House concur in Senate Amendment No. 13.
14. That the Senate recede from Senate Amendment No. 14.
15. That the House concur in Senate Amendment No. 15.
16. That the House concur in Senate Amendment No. 16.
17. That the Senate recede from Senate Amendment No. 17.
18. That the House concur in Senate Amendment No. 18.
19. That the Senate recede from Senate Amendment No. 19.
20. That the House concur in Senate Amendment No. 20.
21. That the Senate recede from Senate Amendment No. 21.
22. That the Senate recede from Senate Amendment No. 22.



23. That the House concur in Senate Amendment No. 23.
24. That the House concur in Senate Amendment No. 24.
25. That the Senate recede from Senate Amendment No. 25.
26. That the Senate recede from Senate Amendment No. 26.
27. That the Senate recede from Senate Amendment No. 27.
28. That the Senate recede from Senate Amendment No. 28.
29. That line 199 be amended by striking out the words 'Twelve Hundred Dollars' and inserting in lieu thereof the words 'Forty-five Hundred Dollars.'
30. That the House concur in Senate Amendment No. 30.
31. That the House concur in Senate Amendment No. 31.
32. That the House concur in Senate Amendment No. 32.
33. That the House concur in Senate Amendment No. 33.
34. That the House concur in Senate Amendment No. 34.
35. That the House concur in Senate Amendment No. 35.
36. That the Senate recede from Senate Amendment No. 36.
37. That the House concur in Senate Amendment No. 37.
38. That the Senate recede from Senate Amendment No. 38.
39. That the House concur in Senate Amendment No. 39.
40. That the House concur in Senate Amendment No. 40.
41. That the Senate recede from Senate Amendment No. 41.
42. That the House concur in Senate Amendment No. 42.
43. That the House concur in Senate Amendment No. 43.
44. That the House concur in Senate Amendment No. 44.
45. That the Senate recede from Senate Amendment No. 45.
46. That the House concur in Senate Amendment No. 46.
47. That the Senate recede from Senate Amendment No. 47.
48. That the Senate recede from Senate Amendment No. 48.
49. That the House concur in Senate Amendment No. 49.
50. That the Senate recede from Senate Amendment No. 50.
51. That the Senate recede from Senate Amendment No. 51.
52. That the Senate recede from Senate Amendment No. 52.
53. That the House concur in Senate Amendment No. 53.
54. That the House concur in Senate Amendment No. 54.
55. Amend line 406 by striking out the words 'Twelve Hundred Dollars' and inserting in lieu thereof the words 'Forty-five Hundred Dollars.'
56. That the House concur in Senate Amendment No. 56 as follows: Amend Section 1, page 4 of the Engrossed Bill, under the heading 'Bureau of Agriculture and Publicity' by striking out the words 'Seventy-five Hundred Dollars' and inserting in lieu thereof the words 'Five Thousand Dollars.'

On motion of Day, Senate Amendments to House Bill No. 312, were concurred in by the following vote:

Ayes: Anderson, Baldwin, Baxter, Bechtel, Bompert, Buckley, Coburn, Choiniere, Corr, Crismas, Day, Dwyer, Doner, Eliel, Fishbaugh, Gallagher, Guinn, Harmon, Hayes, Hawks, Henry, Higgins, Hills, Hogan, Jorgensen, Kelly, Kiley, Lemmon, Lord, Lusk, McCarthy, McDonald of Teton, McMahon, McNally, Mackel, Moore, Nutting, Ostle, Parker, Phillips, Prosser, Rainey, Rixon, Rundle, Sales, Scott, Smith of Missoula, Smith of Lewis and Slark, Sullivan—49.

Noes: Sedgwick—1.

Absent and not voting: Bent, Booth, Burnett, Burns, Cariher, Carpenter, Cavitt, Collins, Corwin, Easton, Einsel, Flanigan, Foltz, Fousek, Franklin, Gladden, Graybeal, Hall, Harper, Healey, Hedrick, Johnson, Macdonald of Flathead, Mansur, Marsh, Mason, Minnick, Moe, Morris, Page, Rasmussen, Sanderson, Schanck, Schmidt, Searles, Shott, Shrump, Stone, Taylor, Vidal, Wallin, Wells, Wilde, Willis, Mr. Speaker—45. Excused: None.

#### REPORTS OF STANDING COMMITTEES.

Choiniere from the Committee on Enrollment reported as follows:

"Mr. Speaker: Your Committee on Enrollment beg leave to report having delivered to His Excellency, the Governor, House Bills Nos. 96, 218, 287 and 252 with duplicates on March 4th, 1915, at 11:55 P. M. for his approval."

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

“Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Enrolled Bills, to whom was referred Senate Bill No. 185, today reported that same has been correctly enrolled. Report adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chamber, Helena, Montana, March 4, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President today signed in open Session Senate Bill No. 185.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Conference Committee report on Senate Amendments to House Bill No. 434 was adopted.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

At this time Speaker pro tem announced that he was about to sign Senate Bill No. 185 and thereupon proceeded to sign the same in open session.

## REPORTS OF STANDING COMMITTEES.

Corr from the Committee on Enrollment reported as follows:

“Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 411, 434, 312 and House Joint Memorial No. 10, beg leave to report same back as correctly enrolled.”

Mr. Speaker in the Chair.

Mr. Speaker at this time announced that he was about to sign House Joint Memorial No. 10 and House Bills Nos. 434, 411 and 312 and thereupon proceeded to sign the same in open session.

On motion of Day, Mr. Speaker appointed a Committee consisting of McNally, Macdonald of Flathead and Henry to notify the Senate that the House had completed its work and was about to adjourn sine die and a Committee consisting of Day, Mansur and Smith of Missoula to advise the Governor to the same effect.

On motion of Day, the Sergeant at Arms was directed to certify to the State Auditor the names of the Officers, Clerks and Janitors who worked all night on the last night of the session, so that they could receive an extra day's compensation.

## MESSAGES FROM THE SENATE:

“Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 312 was this day signed in open session by the President of the Senate.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 4th, 1915.

House of Representatives—Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session House Bills Nos. 411, 312, 434 and House Joint Memorial No. 10.

Respectfully,

NATHAN GODFREY, Secretary of the Senate.”

“Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, the President appointed Senators Muffly, Willett and Kinney to notify the House that the Senate had completed its business and was ready to adjourn sine die. Motion carried.

Also, the President appointed Senators Edwards, Gallwey and Annin as a Committee of Three to notify the Governor that the Senate had completed its business and was ready to adjourn sine die.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

"Senate Chambers, Helena, Montana, March 4th, 1915.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Edwards, duly seconded and carried, the Senate of the Fourteenth Legislative Assembly adjourned sine die at 11:58 P. M.

Respectfully,

NATHAN GODFREY, Secretary of the Senate."

McNally reported that the Senate had been notified that the House had completed its work and was ready to adjourn sine die and that the President of the Senate transmitted the well wishes of his Honorable Body to the House.

A Senate Committee, consisting of Muffly, Willett and Kinney was admitted to the Bar of the House to notify the House that the Senate had completed its work and was about to adjourn.

Mr. Speaker received the Committee, accepted their message, and directed them to extend the thanks and compliments of the House to the Honorable Senate.

Day reported that the Governor had been notified that the House had completed its work and was about to adjourn sine die.

On motion of Macdonald of Flathead, the Fourteenth Legislative Assembly adjourned sine die.

Attest:

W. J. WALSH, Chief Clerk.

GEORGE L. RAMSEY, Speaker.













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